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JOURNAL  
OF THE  
House of Representatives

OF THE  
STATE OF MISSISSIPPI,  
AT A  
REGULAR SESSION THEREOF,

CONVENED IN THE  
CITY OF JACKSON, JANUARY 5, 1875.

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# HOUSE JOURNAL.

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TUESDAY, January 5, 1875.

The House met pursuant to law, at 12 o'clock, m.

Prayer by the Rev. Mr. Clemens, of Clarke county.

Roll call:

PRESENT—Messrs. Atkins, Avery, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Crecelius, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Huggins, Johnson of Itawamba, Jones, McFarland, McCain, Monroe, Martin, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stockstill, Street, Stone, Spelman, Shorter, Simmons, Sullivan, Truehart, Tate, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Monroe, Wynn and Mr. Speaker—65.

ABSENT—Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Chiles, Campbell, Chavis, Davis, Devall, Foxworth, French, Gilmer, Green, Gayles, Garrett, Greer, Horton of Calhoun, Howard, Harris, Johnson of DeSoto, Kendrick, Leggett, Lynch, Landers, Mackey, Matthews, Morgan, Mosely, McNeese, Rogers of Marshall, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Smothers, Stubbs, Sykes, Thames, Thompson of Montgomery, Thompson of Lowndes, Weatherly, Washington and Walker of Alcorn—50.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has passed the following resolution:

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*Resolved*, That the Secretary be instructed to inform the House that the Senate is now organized, with Lieutenant-Governor A. K. Davis in the chair, and W. C. White as Secretary.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Avery offered the following resolution:

*Resolved*, That the Clerk of the House be instructed to inform the Senate that a quorum of the House is in attendance, and ready to proceed to business.

The resolution was adopted.

Mr. Street offered the following resolution:

*Resolved*, That all Clerks of standing or special committees, heretofore employed by order of the House, be discharged.

*Resolved, further*, That four pages only be employed, at one dollar and fifty cents per day each; that three porters only be employed, at two dollars per day each; that one messenger be employed, at two dollars per day, and that the assistant door-keeper be discharged.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House that the Senate has passed the following entitled resolution:

*Resolved by the House*, (the Senate concurring,) That a committee of two on part of the Senate, and — on the part of the House, be appointed to notify His Excellency, the Governor, that the two Houses are now in session, and are ready to receive communications from him.

Committee on part of the Senate: Messrs. Little and Clarke.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Clover moved that the resolution of Mr. Street be referred to a committee of three.

Mr. Street moved that the motion to refer be laid upon the table.

The motion did not prevail.

Mr. Avery moved to amend the motion to commit by adding that the committee be instructed to report what employes are necessary.

The amendment was adopted.

Mr. Street moved to amend the resolution by adding the following proviso:

*Provided*, That employes embraced in this resolution shall be paid at the rates ordered by the House, after the report of the committee, and no more are hereafter authorized.

The amendment was adopted.

And the resolution as amended was adopted; and the chair

appointed as the committee: Messrs. Clover, Street and Handy.

The message from the Senate providing for the appointment of a committee to wait on His Excellency, the Governor, and inform him that a quorum of the two Houses are in attendance and ready to receive any communication he might be pleased to make, was taken up, and concurred in, and the Speaker appointed as the committee on the part of the House: Messrs. Sullivan, Martin and Hicks.

The Joint Committee to wait upon the Governor, reported that they had performed the duty assigned them, and that His Excellency, the Governor, would immediately communicate with the House in writing.

#### MESSAGES FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, MISS., January 5, 1874. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to submit to the House of Representatives, the enclosed message.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

The Governor's Message was taken up, and read as follows:

EXECUTIVE OFFICE, STATE OF MISSISSIPPI, }  
JACKSON, January 5, 1875. }

*To the Senate and House of Representatives :*

GENTLEMEN—As representatives of the people, you have assembled in conformity with the Constitution, to discharge the duties imposed upon you as the Legislative branch of the government. The questions for your consideration are of the highest importance, not only affecting the personal security of many of our fellow-citizens, but even their personal liberty.

Coming directly from the people, you are fully informed as to their necessities and aspirations; and the State looks to you in confident belief that you will give, by judicious legislation, peace and good order; promote its interests, and enhance its prosperity, so that the people may rejoice in the greatest advantages and the least disadvantages incident to human government.

It is my duty to give you such information relative to the condition and interest of the government and State, and to recommend, for your consideration, such measures as may be deemed expedient.

Detailed reports of the condition of the several departments will be furnished you by their heads, to which I respectfully refer you for full accounts of their workings.

## AID BY CONGRESS TO SUFFERERS BY FLOODS.

Long continued rains in the spring caused our rivers to overflow their banks and threatened a general inundation of the low lands. Happily, our worst fears were not realized, yet so imminent was the danger that an appeal was made to Congress to furnish provisions to those whose stock and supplies were washed away or destroyed by the rising waters. This appeal met with a most generous response, and large quantities of provisions were placed at my disposal for distribution. The demand for help came from one end of the State to the other on and near the Mississippi river. I designated gentlemen of experience and position to distribute the supplies thus furnished, selecting, so far as practicable, sheriffs of counties and mayors of cities, and others most likely to know the real condition of the people. The total cost of supplies given to the State by the General Government amounted to \$6,985 72. Great care was demanded in their distribution, that none should go to those not needing assistance, and that they should be devoted to the purpose for which they were donated. It may be possible that small quantities fell into the hands of those not actually in need of them, but as the area over which they were distributed extended hundreds of miles, and in places difficult of access, because of the floods, it is a source of congratulation that small quantities, if any, were misapplied.

The sudden subsidence of the waters restored to the planters their credit, and further distribution of supplies was suspended. I recommend an appropriation be made to return the money so generously given for our suffering citizens, at a time when help could be looked for in no other direction. Justice to ourselves, as well as to the United States, demands that we refund this amount. We can the more easily do this as it is comparatively so small. Had our Legislature been in session at the time, it could not well have avoided doing what was done by the Congress of the United States.

## PUBLIC INSTITUTIONS.

The reports of the officers in charge of the various public institutions have been made. I most earnestly commend the skill and economy with which they have been managed.

The Penitentiary, alone, has received and expended an appropriation for purposes other than that needed simply for its maintenance. At your last regular session, acting on the principle that the proper place for the convicts was within the prison walls, an appropriation was made for the construction of a building for a factory. That appropriation has been most judiciously and economically expended. Machinery is now needed, and, if upon a thorough examination, you should be satisfied with the efforts made in the past, and have confidence

in the future management of the Penitentiary, I would recommend that a suitable appropriation be made for the purchase of the necessary machinery.

By the report of the Superintendent, we find that the Penitentiary is over-crowded. Cells which were built for one have in every instance two, and in some three prisoners. This, with the additional fact that the number of prisoners is increasing year by year, presents a subject of grave importance for your consideration. Even now, the treatment usually accorded such prisoners would necessitate the extension of the prison walls, and the construction of additional cells. At this time of financial depression, which is felt by the State as well as by the individual, it seems almost unavoidable that the convicts should be employed beyond the prison walls, as there is nothing for them to do within. It will be seen by the report of the Superintendent, that the expense of conveying prisoners to the Penitentiary is very great. In some instances prisoners are sent there for so short a period as six months. While it might not be advisable to materially modify the laws which fill the Penitentiary with persons guilty of grand larceny, yet they might be so amended as to consign offenders with so short terms as six, nine or twelve months to the county jails, from which they could be taken to work on county roads, and so forth, so far as to earn their own support, and thus relieve the State and county of a burden. I commend this subject to your careful consideration.

#### STATE EQUALIZATION BOARD.

The work accomplished by the State Board of Equalization has been highly important. Attention is invited to its report. It will be seen that personal property (no action was taken as to realty), of substantially the same value in different counties, varied greatly, its assessed valuation not being the same in any two counties, and differing as widely as fifty-seven per cent. With such inequality goes a corresponding injustice. The law, as it now stands, permits the equalization of personalty but once in four years. It should be done yearly; our law is defective and imperfect. I recommend that it be modeled after those of other States where the system has been brought to a high state of perfection.

We have no law relative to the assessment and taxation of railroads. By an agreement between some of the railroad corporations of the State and the State Board of Equalization, they were assessed at five thousand dollars per mile, and agreed to pay accordingly. Legislation relative to this question is imperative.

#### PAYMENT OF TAXES IN CURRENCY.

The law passed last year, requiring taxes to be paid in

United States currency, has proved eminently beneficial. It is believed that sufficient money will be paid into the treasury, upon a settlement of Collectors with the State, to pay every warrant outstanding for the last fiscal year, and had the season been in any degree a favorable one, there would have been a surplusage to meet, in part, the expenses of this year. A repeal of this law, and a return to the system recently in existence, I would deem a great misfortune to the State and an injury to the tax-payer.

#### RAILROADS.

I renew the recommendation made last year, that the law granting a subsidy to the Vicksburg and Nashville Railroad, be repealed, or that it be required to give additional and satisfactory security; and that the charter and the law granting a subsidy to the Vicksburg and Ship Island Railroad, be repealed. The latter road, which was brought into existence at about the same time as the Vicksburg and Nashville road, received, over a year ago, upon the construction of eleven miles, a State subsidy of \$110,000. Although the law required interest on this money, and it was taken with the understanding that it would be paid, none has been paid, and I can see no indication that it will be. Little, if any, progress was made on the road for months after receiving that large sum. Since then, for violation of, or deviation from its charter, it has been enjoined and forbidden to perform any act. The liberal assistance granted these roads by State, county and city has failed to infuse into them the necessary vigor. They evidently want the confidence of capitalists. The paper representing the subsidies has been sacrificed, in some instances, for less than half the value written on its face. Yet the tax-payers are compelled to pay it in full. Counties and cities are much embarrassed and groaning under the taxation which has resulted therefrom. The subsidy granted these two roads will amount to about one million of dollars. Is the State in a condition, at this time, to have its indebtedness increased by that amount? Every one is striving to reduce expenses, and is gratified at any success. Here is an opportunity to relieve the people of the burden of a million of dollars. It is as direct a debt as the appropriations made to support any branch of the government, and must be as inevitably met. I cannot see how one holding the interests of the people at heart can let pass such an opportunity to serve them. An additional reason for action relative to the Vicksburg and Nashville Railroad is, that it has been granted franchises and exemptions which, sooner or later, must prove greatly oppressive to the State. I call attention to my special message of last year on this subject.

#### COMPULSORY EDUCATION.

I renew my recommendation made last year, in favor of

compulsory education. It is the surest and safest avenue of escape from embarrassment of every kind which may surround us. Such laws have been in operation in other States, with great advantage, and can be copied by us with like results.

#### TEMPERANCE.

The laws relative to temperance, passed at your last regular session, have failed to give those beneficial results so much desired. Appeals come from every quarter of the State that the work so bravely entered upon a year ago may be pressed forward and perfected. I commend this subject to your careful consideration.

#### DUELING.

During the past year the State has been put to some expense in arresting and attempting to arrest and bringing to trial citizens of neighboring States who have come within our borders and taken human life in duels. It has been found that our laws regarding dueling are inadequate to meet the purpose for which they were framed. The duelist fights either to prove the absence of cowardice or to kill his opponent. The years are but few since everyone had the opportunity to perfect his record for bravery. No law can be too severe upon those who seek the medium of a duel to take the life of a fellow-being. I recommend that the law against dueling be revised, so that no violator thereof can escape its penalties.

#### CENTENNIAL COMMISSION.

Last year an Act was passed authorizing the appointment of local Commissioners to act in conjunction with the State Commissioners to the Centennial Celebration, which is to be held in Philadelphia in 1876. It would be not only well but seemly that Mississippi should participate in that celebration. That this may be done and the interests and the products of the State properly represented and displayed, an appropriation will be needed.

#### IMMIGRATION.

I recommend such action as will best make known to the world the great advantages of climate and soil of the State, that immigrants may be led to turn their steps in this direction. Inducements may be held out in the way of exemptions from taxation for a limited period of such property as may be brought here. Capital and labor are necessary to develop our resources, and any action which attracts them must be beneficial.

## THE BAR AT THE MOUTH OF THE PASCAGOULA RIVER.

Heretofore an appropriation was made for improvements of the bar at the mouth of the Pascagoula river, but before expended it was covered back into the treasury. The lumber interests of that section of the State are important. The freshet of last spring seriously impeded the navigation of that river. I recommend that the State extend to the lumber interests there direct aid, as it has done heretofore, or authorize a tax for the improvement of the navigable waters of the counties most interested, as is done in those counties on the Mississippi river, where a tax is authorized for the construction of levees.

## GRAND JURIES.

Grand Juries are now selected by the Boards of Supervisors of counties. These Boards of Supervisors control and direct the finances of the counties. It is asserted that they select their juries to save themselves and their friends from the consequences of corrupt or illegal acts, which they may be base enough to commit. That all such criminal deeds may be followed by the severest penalties, it will be necessary for the law regulating the selection of jurors, to be modified. No man, who is to be tried or whose official conduct is to be inquired into, should select the jury to do it. I recommend that the selection of such juries be given to Jury Commissioners, to be designated by the Circuit Judge. Such Commissioners should be above reproach, respected by all, and known to be free from any connection with the monied affairs of county officials.

## CONSTITUTIONAL AMENDMENT.

The inconvenience and expense of yearly elections are apparent to all. I renew the recommendation made in my inaugural address, that there be submitted to the people, at the next general election, such an amendment of the Constitution as will make our elections biennial instead of annual. To accomplish this, it will be necessary that the terms of all elective officers, State, Legislative and county, be reduced one year, or extended one year.

I also recommend that there be again submitted to the people an amendment to the Constitution for the reduction of the number of Chancellors. The minimum number now possible is nineteen, the actual number twenty. The labor required can be performed by ten or twelve, especially if the terms of court held in each county yearly, be reduced in number. An amendment to this effect was submitted to the people at the last general election, but by reason of a want of interest in the subject, or the absence of information relative to its purport, it failed to receive general consideration.

## FINANCE.

During the past year we have experienced the effects of one of those financial revulsions which periodically occur, and which human wisdom seems incapable of preventing, causing great embarrassment and distress, not only in our State, but throughout the whole country. Its disastrous effects in our State have been very seriously augmented by the heavy rains and consequent freshets of last spring, and the long months of drought which followed, whereby the crops, if not wholly cut off, were more or less injured; consequently we find, at this time, no little suffering among the people, and great complaint on the part of the tax-payer. I recommend the most stringent economy in appropriations for the support of the government during the ensuing year, and that every possible step be taken in the direction of retrenchment and reform. With this in view, I have recommended a change in the Constitution of the State by which our elections shall be biennial instead of annual, an amendment by which the number of Chancellors may be reduced; and, in the same spirit, I make the following suggestions and recommendations:

Ours is an agricultural State. The products of the soil are the one source of income to the people. Either because of the defects of our revenue laws, or the refusal of the people to make full returns of their personal property, or the failure of the assessor in detecting it, the personal property of the State escapes its proportion of taxation, and the realty is unduly burdened. To reform our laws, that the people at large may be the more generally benefited, it will be absolutely necessary to reduce taxation on lands. As all property by our Constitution must be taxed *ad valorem*, and as personal property is not easily discovered, at least not generally returned, land can be relieved of its burden only by partial return to a system of taxation which formerly prevailed—that of taxes on privileges and so forth. The lands in our levee districts are especially burdened. There the taxes for the ordinary purposes are increased by a tax for building and keeping in repair an extensive system of levees. It is possible that the planter there attempts to hold large areas of land, part of which only can be cultivated, though all is taxed. Whatever the cause, it is a remarkable fact that one-third or one-half of the land in some of those counties are now, and have been for years, forfeited to the State or levee boards, and on the remainder the burden of taxation falls.

The money received in the State Treasury, under the operations of section six, article eight, of the Constitution, which consists of the proceeds of swamp lands, of lands vested in the State by escheat or purchase, of forfeiture of taxes, of the clear proceeds of all fines collected in the several counties for any breach of the penal laws, or moneys received for licenses for the sale of intoxicating liquors, etc., shall be securely in-

vested in United States bonds, and held as a perpetual fund, which may be increased, but not diminished, the interest of which only can be appropriated for the support of free schools. Here is appropriated to a perpetual fund a revenue which, by various modifications of the laws, may be made to amount to hundreds of thousands of dollars. That is, the State, though poor, with ignorance wide spread and general, is taxing such poverty and ignorance to educate future generations. The schools have not heretofore, and do not now receive any interest from this principal; nor can they in the future, to any considerable extent, under existing laws.

Efforts have been made in years gone by to accumulate a perpetual fund for schools, but it has been diverted from its true purpose, either being misappropriated, or has fallen a prey to those who have given to railroads an importance greater than to schools. It is a question, whether it is at any time advisable to have a large sum of money beyond that necessary for current expenses in the State Treasury. If the Treasury be not plundered, as is often the case, the funds serve little or no practical good. Money can never be better expended for education than at this moment. This generation needs schools as no other generation can. By making education general now, taxation for future schools will be but lightly felt and gladly borne. Consequently, I recommend that there be submitted to the people, at the next general election, an amendment to the Constitution, by which all the revenues derived under the provisions of the section of the Constitution above referred to, with the exception of the proceeds of such lands as may have been given by the United States exclusively for school purposes, be devoted to the general purpose of meeting the expenses of the State government. That the public schools may receive no injury thereby, I recommend that specific appropriations be made to them as a substitute for the interest that otherwise might be received. In this way, public education will not be retarded, and the State will receive the full benefit of the principal. A change of laws, especially as relates to the licensing of the sale of intoxicating liquors, may be so made as to put large sums into the Treasury, which would materially reduce taxation on property.

I recommend such additional legislation as will prevent counties, cities or towns incurring oppressive debts or liabilities.

That the number of Tax Collectors in a county be reduced to one, if possible. There can be no necessity for County Clerks or Treasurers to handle money intended for the State Treasury, much less that it should pass through the county treasury on its way there. All who handle it must be paid commissions, and a multiplicity of tax-gatherers divide and dissipate responsibility, and it is believed divert moneys from their proper destination.

That a law be enacted which shall authorize the inspection of the books and accounts of all officials who collect or hold

public funds, and empower the State Board of Equalization, or some other authority, to suspend such officials, on proof of embezzlement, fraud, neglect or incompetency.

That Sheriffs, County Treasurers, and all other officials collecting or holding public funds be required to keep daily record thereof, subject to inspection.

That the costs of juries in civil cases be paid by litigants, either when the juries are summoned or before entry of judgment.

That a tax be collected, for the support of the judiciary, of all persons bringing suit in courts of record.

The expense of the judiciary is far greater than that of any other branch of the State government. and it seems but just that those who appeal to it should be thus taxed for its support. No one would be likely to go to law with its proverbial expenses and delays, who would hesitate at paying such a tax.

That grand juries, State witnesses, and other court expenses, be paid by the counties rather than the State. It is not just that the peaceable, law-abiding citizens of one county, where criminal cases are few, should be taxed to support courts in other counties where disorders and lawlessness prevail.

Then, again, county officials will be the more likely to scrutinize expenses if they are to be paid by their own county rather than by the State.

That the appropriations for the two State Universities be reduced, possibly, to fifty thousand dollars. Both now receive from the State, by direct appropriation and interest, about one hundred and twenty thousand dollars. This is a renewal of my recommendation of last year.

That Boards of Supervisors be prohibited from making allowances to any one claiming to be a pauper, unless the beneficiary be an inmate of a legally established poor-house.

That inquests be paid by counties.

That the expense of public printing be reduced.

That all laws exempting any property from taxation, be repealed. The Constitution demands that all property be taxed *ad valorem*. All property is not taxed. It should be, and when done, the lands will be greatly relieved.

That all lands forfeited to the State for taxes, be restored upon the payment of the taxes for the past two years. Should former owners refuse to redeem them on such terms, then so enact that they be forfeited forever, and the purchaser from the State be insured and secured in his title.

That some relief be extended to the land-owners of the Levee Districts. Now, the tax for the construction and maintenance of the levees is on land and cotton. If the land only is benefited by the levees, then the taxes are wisely laid, but if other property is also benefitted, it should be correspondingly taxed.

I make these specific recommendations with the conviction that they can be practically carried out, and that if carried out,

great relief will be experienced. A reform bill should contain many important features which I abstain from alluding to, not only reducing expenses, equalizing the burden of taxation, but simplifying and perfecting that part of governmental machinery which relates to the revenue.

The condition of affairs in Warren county was brought to your attention at your extra session. The lawlessness and violence there began in August last, at the city election. As you have appointed a committee to proceed to that county to investigate its condition, you will have the facts more in detail than I can give. The whole question now rests with you. But I feel it incumbent upon me to renew the recommendation made in my message at your extra session.

A free people should resort to every legitimate means to maintain, for their government, peace and order; and for themselves, personal security and liberty. It is now for you to decide how that can best be done. The nation cannot regard with favor the appeal for help which is sent forth by those who supinely refuse to help themselves. It cannot be possible that the people of the State will permit a few lawless, violent men to inflame the mind of a community appealing to class or race prejudices, and then by force overthrow regularly constituted authorities. To prevent such acts, and punish those who have participated in them, the whole power of the State should be invoked. The freedom of a race is at stake. No act should be left undone to assert the authority and majesty of the law. I recommend specifically that a State police or constabulary be organized, and that provisions be made that the power of the State can be appealed to. I cannot believe that only one class of citizens will respond to a call to enforce the laws and protect its officers. If such be the case, we cannot know it too soon.

ADELBERT AMES.

Mr. Avery moved to refer the Governor's message to the appropriate Committee, and that 3,000 copies of the message be printed.

Mr. Cessor moved to amend by striking out 3,000, and inserting 1,000.

Mr. Handy moved to lay the amendment on the table.

The motion to table was lost.

Mr. Sullivan moved to amend by striking out 3,000, and inserting 2,000.

Mr. Ford moved the previous question, which was ordered, and the amendment was adopted, and the motion as amended prevailed, and 2,000 copies of the Governor's message were ordered printed.

REPORT OF COMMITTEE IN RELATION TO EMPLOYES OF THE HOUSE.

MR. SPEAKER—We recommend the employment of four

pages at \$2 per day, each; three porters at \$3 per day, each; one closet-keeper at \$2 per day, and one messenger at \$2 per day. We will report hereafter in reference to other employes.

F. A. CLOVER, *Chairman*,

ALFRED HANDY,

H. M. STREET.

Mr. Avery moved to amend the report of the committee by striking out \$2 per day and inserting \$3 per day.

Mr. Street moved to table the amendment.

The motion to table prevailed.

Mr. Clover moved that the report of the committee be adopted, and upon that motion moved the previous question.

The previous question was ordered, and the resolution was adopted by the following vote:

YEAS—Messrs. Atkins, Byrd of Pearl, Boyd of Attala, Burkin, Clover, Cook, Champlin, Chamberlin, Chandler, Crecelius, Denson, Eckford, Feemster, Ford, Gill, Graham, Horton of Pontotoc, Handy, Hicks, Huggins, Johnson of Itawamba, McCain, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Stockstill, Street, Stone, Tate, Thompson of Greene, Tison, Walker of Monroe and Wynn—35.

NAYS—Messrs. Avery, Boyd of Yazoo, Caradine, Cessor, Christmas, Cotten, Clemens, Edwards, Fitzhugh, Harrison, Hasie, Jones, McFarland, Monroe, Mosely, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Shorter, Simmons, Sullivan, Truehart, Willborn, Williams, White and Mr. Speaker—30.

Absent and not voting :

Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Chiles, Campbell, Chavis, Davis, Devall, Foxworth, French, Gilmer, Green, Gayles, Garrett, Greer, Horton of Calhoun, Howard, Harris, Johnson of DeSoto, Kendrick, Leggett, Landers, Lynch, Mackey, Matthews, Morgan, McNeese, Rogers of Marshall, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Spelman, Smothers, Stubbs, Sykes, Thames, Thompson of Montgomery, Thompson of Lowndes, Weatherly, Washington and Walker of Alcorn.

Mr. Cessor explained his vote as follows :

I vote no on the report because it is in open violation of the laws fixing the compensation of the employes of both houses.

Mr. Street offered the following resolution :

*Resolved*, (by the House, the Senate concurring), That a joint committee of three on the part of House, and — on the part of the Senate, be appointed to report the number of employes absolutely necessary for the two houses, and such other matters relating to contingent expenses as they may deem necessary to economy—and that the committee report by bill or otherwise.

The resolution was adopted.

Mr. Avery offered the following resolution :

*Resolved*, That the Sergeant-at-Arms be instructed to immediately appoint employes for this House in accordance with law.

Mr. Avery moved that the resolution be adopted.

Mr. Chamberlain moved to amend the resolution by adding the following proviso : *Provided*, That no son of a member shall be employed.

Mr. Gill moved to lay the amendment upon the table. The motion did not prevail, and the amendment was adopted, and the resolution as amended was adopted.

The Speaker announced the following Committee in relation to the employes of the two houses, Messrs, Street, Spelman and Peyton.

Mr. Clover, at 1:50, o'clock, moved to adjourn.

The motion prevailed.

H. W. WARREN,

*Clerk of the House of Representatives.*

WEDNESDAY, January 6, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by the Rev. Mr. Johnson.

Roll call:

Messrs. Atkins, Avery, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Campbell, Crecelius, Chavis, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Green, Graham, Horton of Pontotoc, Handy, Harrison, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, McCain, Monroe, Matthews, Martin, Nathan, Patterson, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stockstill, Street, Spelman, Simmons, Sullivan, Tate, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Chiles, Devall, Davis, Foxworth, French, Gilmer, Gayles, Garrett, Greer, Horton of Calhoun, Hicks, Howard, Hasie, Harris, Huggins, Kendrick, Landers, McFarland, Mackey, Morgan, Mosely, McNeese, Palmer, Reese, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stone, Shorter, Smothers, Stubbs, Sykes, Truehart, Thames, Thompson of Montgomery, Thompson of Lowndes, Weatherly and Washington.

The Journal of yesterday was read and approved.

Mr. Cessor gave notice that he would, on to-morrow, introduce a resolution providing for a change of the rules of the House in relation to smoking.

Leave of absence was granted to Mr. Thompson, of Montgomery, for one day; to Mr. Eckford of Lee, for a few hours; and to Mr. Mackey of DeSoto, from day to day, on account of sickness in his family.

The Speaker filled the vacancies in standing committees as follows:

Mr. Edwards and Mr. Avery, on the Judiciary Committee.

Mr. Chandler, on the Committee on Claims.

Mr. Smith of Jasper, on the Committee on Public Buildings and Grounds.

Mr. Boyd of Warren, on the Committee on Appropriations.

Mr. Shattuck, on the Committee on Registration.

Mr. McFarland, on Committee on Agriculture.

Mr. J. M. Shattuck, on Committee on Propositions and Grievances.

Mr. Byrd of Franklin, on the Committee on Enrolled Bills.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 1, an Act to attach Sumner county to the Sixteenth Senatorial District.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Truehart introduced H. B. No. 628, an Act for the relief of the tax-payers of Holmes county;

Which was read the first time, and, under a suspension of the rules, was read a second time.

Mr. Street moved to amend the bill, by adding the following section:

Section —, Be it further enacted, That all taxes collected within the time prescribed in this Act, shall be paid into the State and County Treasuries on or before the 20th day of February, 1875, or the commissions for collecting be forfeited.

The amendment was adopted.

The rules were suspended, and the bill passed; title standing as stated.

Mr. Truehart moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Ford introduced H. B. No. 629, an Act to be entitled an Act to provide for furnishing the State Library with the Supreme Court Reports;

Which was read the first time, and under a suspension of

the rules, was read a second time, and under a further suspension of the rules, the bill was considered engrossed, was read a third time and passed; title standing as stated.

Mr. Champlin moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Sullivan introduced H. B. No. 630, an Act to amend article 12, chapter 22, of the Revised Code of 1871;

Which was read the first time, and under a suspension of the rules, was read a second time; and on motion of Mr. Sullivan was referred to the Committee on Ways and Means.

Mr. Cessor introduced H. B. No. 631, an Act to be entitled an Act to repeal chapter 64, article 4, section 2922, of the Revised Code of 1871, in relation to the free scholarships of the University at Oxford and Alcorn University;

Which was read the first time, and under a suspension of the rules, was read a second time, and under a further suspension of the rules, being considered engrossed, was read a third time and passed; title standing as read.

Mr. Street moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Street introduced H. B. No. 632, an Act to reduce the pay of members of the Legislature, which was read the first time.

Mr. Sullivan moved to suspend the rules to read the bill a second time.

Which motion prevailed by the following vote:

**YEAS**—Messrs. Atkins, Avery, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chamberlin, Chandler, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Graham, Handy, Hasie, Johnson of Itawamba, Johnson of DeSoto, Leggett, McFarland, Monroe, Matthews, Mosely, Martin, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Sullivan, Truehart, Tate, Thompson of Greene, Tison, Walker of Alcorn and Wynn—49.

**NAYS**—Messrs. Boyd of Yazoo, Bufkin, Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Green, Hicks, Harrison, Jones, Lynch, McCain, Nathan, Randolph, Richards of Lowndes, Simmons, Willborn, Williams, White and Walker of Monroe—23.

Absent and not voting:

Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Davis, Foxworth, French, Gilmer, Gayles, Garrett, Greer, Horton of Calhoun, Horton of Pontotoc, Howard, Harris, Huggins, Kendrick, Landers, Mackey, Morgan, McNeese, Patterson, Palmer, Reese, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smothers, Stubbs, Sykes, Thames, Thompson of Montgomery, Thompson of Lowndes, Weatherly, Washington and Mr. Speaker.

Mr. Clover moved that the bill be indefinitely postponed.

Mr. Gill moved to refer the bill to the Committee on Ways and Means.

Mr. Gill moved the previous question.

The motion did not prevail.

Mr. Rogers of Marshall, moved to lay the motion to commit upon the table;

The motion prevailed.

Mr. Clover moved the previous question on the motion to postpone the bill.

The previous question was ordered.

Mr. Street moved to table the motion to indefinitely postpone the bill.

The motion did not prevail;

And the motion to indefinitely postpone the bill prevailed.

The following was the vote :

YEAS.—Messrs. Avery, Boyd of Yazoo, Bufkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, Fitzhugh, Green, Handy, Hicks, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Monroe, Matthews, Patterson, Palmer, Peal, Richards of Lowndes, Shorter, Simmons, Truehart, Willborn, Williams, White and Mr. Speaker—36.

NAYS.—Messrs. Atkins, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Devall, Denson, Feemster, Ford, Gill, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mosely, Martin, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stone, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—32.

Absent and not voting :

Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Crecelius, Davis, Eckford, Foxworth, French, Gilmer, Gayles, Garrett, Greer, Horton of Calhoun, Howard, Harris, Huggins, Kendrick, Landers, Mackey, Morgan, McNeese, Nathan, Reese, Randolph, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Stubbs, Sykes, Sullivan, Thames, Tate, Thompson of Montgomery, Thompson of Lowndes, Weatherly and Washington.

Mr. Lynch moved to reconsider the vote by which the bill was indefinitely postponed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lynch introduced H. B. No. 633, an Act to provide compensation for County Assessors and Circuit Clerks for making and preparing jury lists;

Which was read the first time, and under a suspension of the rules, was read a second time and referred to the Committee on Judiciary.

S. B. No. 1, an Act to attach Sumner county to the 16th

Senatorial District, was taken up, and read the first time, and under a suspension of the rules, was read a second time and referred to the Committee on County Affairs.

Mr. Street introduced H. B. No. 634, an Act to authorize Tax Collectors to recover the uncollected taxes without damages, until January 31st, and for other purposes;

Which was read the first time, and under suspension of the rules, was read the second time.

Mr. Edwards moved that the bill be referred to a special committee of five.

Mr. Avery moved that the bill be referred to the Committee on Ways and Means, with the privilege to report at any time.

Mr. Edwards moved to amend by striking out the words, "with privilege to report at any time," and insert, "with instructions to report to-morrow, at 11 o'clock."

The amendment was not agreed to, and the bill was referred to the Committee on Ways and Means, with the privilege to report at any time.

Mr. Avery moved that the House take a recess until 2½ o'clock.

The motion did not prevail.

#### INTRODUCTION OF BILLS.

Mr. Edwards introduced H. B. No. 635, an Act to amend an Act entitled an Act to revise and amend the charter of the city of Vicksburg, approved April 12, 1873;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Corporations.

Mr. Edwards introduced H. B. No. 636, an Act amendatory of an Act supplementary to an Act amendatory of an Act to revise the charter of the city of Vicksburg, approved April, 1873;

Which was read the first time, and under a suspension of the rules, was read the second time.

Mr. Street moved that the bill be referred to the Judiciary Committee.

Mr. Walker moved to table the motion to refer.

The motion to table was not agreed to;

And the bill was sent to the Committee on Judiciary.

Mr. Cessor introduced H. B. No. 637, an Act in relation to the weighing of cotton, and for other purposes;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Committee on County Affairs.

Mr. Rogers, of Yalobusha, introduced H. B. No. 638, an Act to repeal the second section of an Act supplemental to an Act to divide Yalobusha county into two Circuit and two Chancery Court Districts, approved March 24, 1873;

Which was read the first time, and under a suspension of

the rules, was read the second time, and referred to the Judiciary Committee.

Mr. Hasie introduced H. B. No. 639, an Act to provide for the punctual payment of the teachers in the Public Schools of the State;

Which was read a first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Education.

Mr. Tate introduced H. B. No. 640, an Act entitled an Act for the relief of A. S. Hudson, a citizen of Tate county;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Claims.

Mr. Truehart, at 12 o'clock, moved to adjourn.

The motion did not prevail.

Mr. Randolph introduced H. B. No. 641, an Act to be entitled an Act to amend section 2322, of the Revised Code of 1871, in relation to the rights of aliens as to land;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Judiciary Committee.

Mr. Hasie moved that the House take a recess to half-past 3 o'clock, P. M.

Mr. Cessor, at 1 o'clock P. M., moved that the House adjourn; The motion did not prevail.

The motion to take a recess to 3½ o'clock, P. M., prevailed.

### AFTERNOON SESSION.

The House re-assembled at 3½ o'clock, P. M.

Leave of absence was granted to Mr. White, from day to day.

Mr. Stone introduced H. B. No. 642, an Act appropriating money for the Judiciary and Legislative Fund;

Which was read the first time, and under a suspension of the rules, the bill was read a second time, and referred to the Committee of the Whole, with Mr. Stone, of Madison, in the chair.

After some time spent therein, the committee rose, and through its chairman, made the following report:

MR. SPEAKER—The Committee of the Whole has had under consideration H. B. No. 642, has adopted the accompanying amendment thereto, and directed me to report the bill back to the House, with the recommendation that the bill do pass as amended.

Respectfully,

J. M. STONE,  
Chairman.

Amendment adopted by committee: Amend section 2, by striking out "forty thousand," and inserting "one hundred thousand."

The report of the committee was received, and the amendment adopted.

Mr. Street moved to further amend the bill by adding the following proviso to the second section of the bill.

*Provided*, That no portion of this appropriation shall be paid to clerks of committees of either House of the Legislature.

Mr. Truehart moved to table the amendment.

The motion prevailed by the following vote:

YEAS—Messrs. Avery, Boyd of Yazoo, Bufkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Chiles, Chavis, Edwards, Handy, Hicks, Harrison, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Monroe, Matthews, Nathan, Patterson, Palmer, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Spelman, Shorter, Simmons, Sullivan, Truehart, Willborn, Williams, Walker of Monroe and Mr. Speaker—38.

NAYS—Messrs. Atkins, Akers, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Gilmer, Graham, Johnson of Itawamba, Leggett, Martin, Peyton, Packwood, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stone, Tison, Walker of Alcorn and Wynn—29.

Absent and not voting:

Messrs. Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Warren, Cowart, Clemens, Davis, Fitzhugh, Foxworth, French, Gill, Green, Gayles, Garrett, Greer, Horton of Calhoun, Horton of Pontotoc, Howard, Hasie, Harris, Huggins, Kendrick, Landers, Mackey, Morgan, Mosely, McNeese, Reese, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smothers, Stubbs, Sykes, Thames, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Weatherly, White and Washington.

And the rules were further suspended, the bill considered engrossed, and passed by the following vote, the title standing as stated:

YEAS—Messrs. Avery, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Gill, Green, Garrett, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, McFarland, Monroe, Matthews, Martin, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Yalobusha, Randolph, Richards of Lowndes, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Simmons, Sullivan, Truehart, Willborn, Williams, Walker of Alcorn, Walker of Alcorn, Wynn and Mr. Speaker—65.

NAYS—Messrs. Atkins, Akers, Gilmer, Spight and Tison—5.

Absent and not voting:

Messrs. Applewhite, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Warren, Cowart, Clemens, Davis, Fitzhugh, Foxworth, French, Gayles, Greer,

Horton of Calhoun, Howard, Harris, Huggins, Kendrick, Landers, McCain, Mackey, Morgan, Mosely, McNeese, Reese, Rogers of Marshall, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Smothers, Stubbs, Sykes, Thames, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Weatherly, White and Washington.

Mr. Stone moved to reconsider the vote by which the bill passed and to table the motion to reconsider.

The motion to table prevailed.

Mr. Clover introduced the following resolution:

*Resolved*, That a committee of three be appointed by the Speaker to whom shall be referred all claims of the Sergeant-at-Arms for stationery and all other articles necessary for the use of this House, and all claims so presented shall be supported by proper vouchers before being audited by said committee.

Mr. Stone moved that the resolution be amended by striking out committee of three, and inserting the Committee on Contingent Expenses.

Mr. Street moved to lay upon the table the amendment offered by Mr. Stone.

The motion to table prevailed.

And on motion of Mr. Stone the resolution was laid upon the table.

Mr. Avery offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be instructed to keep an account of the amount of stationery issued to each member, and that no member be allowed to draw more than five dollars' worth during the session, except by permission of the House.

Mr. Avery moved the previous question.

Mr. Clover moved to lay the resolution on the table.

The motion did not prevail.

The previous question was ordered.

Mr. Truehart moved to reconsider the vote by which the previous question was ordered.

Mr. Sullivan, at 4:50 o'clock, moved to adjourn.

The motion prevailed.

H. W. WARREN,

*Clerk of the House of Representatives.*

THURSDAY, January 7, 1875.

House met pursuant to adjournment.

Prayer by Rev. Mr. Green, of Grenada county.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Archer, Boyd of

Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Cotten, Clemens, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, Monroe, Matthews, Martin, McNeese, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stone, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—76.

ABSENT—Messrs. Applewhite, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Warren, Chandler, Chiles, Foxworth, French, Gayles, Garrett, Greer, Horton of Calhoun, Hicks, Howard, Harris, Huggins, Kendrick, McFarland, McCain, Mackey, Morgan, Mosely, Nathan, Palmer, Rogers of Marshall, Randolph, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Thames, Thompson of Montgomery and Washington—38.

The Journal of yesterday was read and approved.

Leave of absence was granted to Messrs. Shorter and Howard, from day to day.

The unfinished business pending at the close of yesterday's session, being the resolution offered by Mr. Avery, viz.:

*Resolved*, That the Sergeant-at-Arms be instructed to keep an account of the amount of stationery issued to each member, and that no member be allowed to draw more than five dollars' worth during the session, except by permission of the House.

Mr. Truehart withdrew his motion to reconsider the vote by which the previous question was ordered.

Mr. Ford moved to amend the resolution by striking out "five," and inserting "three," and moved the previous question on his amendment.

The previous question was ordered, and the amendment was adopted.

Mr. Stone offered the following substitute for the resolution as amended:

*Resolved*, That the Sergeant-at-Arms be authorized to furnish each member with stationery, postage stamps or newspapers, to the amount of five dollars, and no more.

The substitute was laid upon the table.

Mr. Lynch moved to lay the resolution offered by Mr. Avery on the table.

The motion did not prevail.

And the resolution as amended was adopted.

Mr. Clover moved that the rules be suspended to allow him to introduce a resolution.

The motion prevailed;

And Mr. Clover introduced the following resolution:

*Resolved*, That Hon. W. B. Avery, Hon. Jas. Cessor and Hon. C. H. Campbell, be appointed a committee to inquire into the conduct of the Speaker of this House in signing and approving certificates of one J. D. Ferner as clerk of the Railroad Committee.

Mr. Randolph moved to amend the resolution, so as to provide for the appointment of a committee by the Chair, for the purpose designated.

Mr. Avery moved to lay the resolution and amendment on the table.

The motion prevailed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. C. R. No. 19, authorizing the printing of one thousand copies of the Governor's message.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Avery, by general consent, introduced the following resolution:

*Resolved*, That the Clerk of the House be instructed to return to the Chairman of the different committees, the bills that have been referred to them during the last regular session of the Legislature.

The resolution was adopted.

#### REPORT OF THE COMMITTEE ON WAYS AND MEANS.

MR. SPEAKER—Your Committee on Ways and Means to whom was referred H. B. No. 634, entitled an Act to authorize Tax Collectors to receive the uncollected taxes without damages until January 31st, and for other purposes, beg leave to report that they have considered the same and instructed me to report it back with the recommendation that it do pass.

Respectfully,

M. B. SULLIVAN,

Chairman.

The report of the committee was received and agreed to.

Mr. Street moved that the bill be considered engrossed, read a third time and placed upon its passage.

Mr. Gill moved to amend the bill by providing that the provisions of the first section of the bill shall not apply to Marshall county.

Mr. Avery moved to lay the motion upon the table.

The motion prevailed;

And the bill was read the third time and passed; title standing as stated.

Mr. Street moved to reconsider the vote by which the bill passed, and to lay the motion to reconsider upon the table.

The motion to table prevailed.

MR. SPEAKER—Your Committee on Claims, to whom was referred S. B. No. 279, an Act for the relief of Kate Nelms and H. S. Harkness, of DeSoto county, have had the same under consideration, and instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully,

F. A. CLOVER,

*Chairman.*

The report was received and agreed to, and the bill being considered engrossed was read the third time and passed; title standing as stated.

MR. SPEAKER—Your Committee on Claims, to whom was referred S. B. No. 190, an Act for the relief of Joseph Rodgers, former Treasurer of Neshoba county, have had the same under consideration, and instructed me to report said bill back to the House without recommendation.

Respectfully,

F. A. CLOVER,

*Chairman.*

The report was received and the bill placed on the Calendar.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House that the Senate has concurred in H. C. Resolution, in relation to employes of the Legislature, filled the blank in the resolution with the word three, and committee on part of the Senate, Messrs. Warner, Campbell and Stone.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 380, an Act for the relief of Wm. A. Whiting.

Have had the same under consideration, and instructed me to report said bill back to the House, with the recommendation that it do pass with the following amendment.

Respectfully,

*Chairman.*

Amend, by striking out Wm. A. Whiting wherever it occurs, and inserting the children of F. A. Whiting.

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 562, an Act for the relief of Wm. F. Benton, of Vicksburg, have had the same under consideration, and instructed me to report said bill back to the House, with the recommendation that it do not pass.

Respectfully,

F. A. CLOVER,

*Chairman.*

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 561, an Act for the relief of Con. Ryan, of Vicksburg, have had the same under consideration, and instructed me to report said bill back to the House, with the recommendation that it do not pass.

Respectfully,

F. A. CLOVER,  
*Chairman.*

The report was received, and the bill was recommitted to the Committee on Claims.

Leave was granted to the Committee on County Affairs to be temporarily absent from the House.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 460, an Act for the relief of Joseph B. Howell, have had the same under consideration, and instructed me to report said bill back to the House, with the recommendation that it do pass, with the following amendment.

Respectfully,

F. A. CLOVER,  
*Chairman.*

Amend line 4, section 1, by striking out \$169.85, and inserting \$133.85.

The report was received, the amendment adopted, and the bill read the third time and passed; title standing as stated.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 526, an Act for the relief of Roderick Seal, of Harrison county, have had the same under consideration, and instructed me to report said bill back to the House, with the recommendation that it do pass.

Respectfully,

F. A. CLOVER,  
*Chairman.*

The report was received.

Mr. Clover moved that the bill be read the third time and passed.

Mr. Street moved that the bill be laid upon the table.

The motion to table the bill prevailed.

Mr. Clover moved to reconsider the vote by which H. B. No. 460 passed the House.

The motion prevailed, and the bill was referred to the Committee of the Whole.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 485, an Act for the relief of George Ann Morrison, have had the same under consideration, and instructed me to report said bill back to the House, without recommendation.

Respectfully,

F. A. CLOVER,  
*Chairman.*

The report was received, and the bill placed on the calendar.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 551, an Act for the relief of A. P. Sparkman, of Pike county, have had the same under consideration, and have instructed me to report the same back to the House, with the following amendment, and as amended, recommend it do pass.

Respectfully,

F. A. CLOVER,

*Chairman.*

Amend section 1, by striking out "eighty-eight and seventy-five cents," and insert in lieu thereof, "thirty-three dollars (\$33)."

The report was received, and the bill and amendment recommended to the Committee on Claims.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 301, an Act for the relief of Thomas W. Hunt, of Jefferson county, Miss., have had the same under consideration, and instructed me to report said bill back to the House, without recommendation.

Respectfully,

F. A. CLOVER,

*Chairman.*

The report was received, and the bill placed on the calendar.

Mr. Street, by general consent, introduced the following resolution:

*Resolved*, That a special committee of three be appointed to prepare and report such changes, in the mode of making reports and keeping the minutes, as will prevent the insertion of useless matter in the Journal.

The resolution was adopted.

Mr. Avery, by general consent, introduced H. B. No. 643, an Act entitled an Act to amend an Act to appropriate anew apartments for the various offices therein named, and for other purposes, approved March 10, 1871;

Which was read the first time, and under a suspension of the rules, was read a second time, and under a further suspension of the rules was read a third time, having been considered engrossed, and passed; title standing as stated.

Mr. Gill moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

MR. SPEAKER—Your Committee on County Affairs, to whom was referred S. B. No. 375, have had the same under consideration, and instructed me to report said bill back to the House with the recommendation that it do pass.

Respectfully,

W. W. EDWARDS,

*Chairman.*

The report was received;

And the bill was read the third time and passed; title standing as stated.

Mr. Edwards moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Crecelius introduced H. B. No. 645, an Act for the relief of Lucy Manin, of Scott county;

Which was read the first time, and under a suspension of the rules was read the second time and under a further suspension of the rules, the bill was read the third time, having been considered engrossed, was passed ; title standing as read.

Mr. Champlain moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lynch introduced H. B. No. 646, an Act to require the Chancery Clerk of Adams county to keep separate books for the record of chattel deeds;

Which was read the first time, and under a suspension of the rules, was read the second time, and under a further suspension of the rules, was read the third time and passed ; title standing as stated.

Mr. Johnson, of DeSoto, introduced H. B. No. 647, an Act for the relief of Richard West, acting Tax Collector of DeSoto county;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to the Committee on Ways and Means.

Mr. Rogers, of Marshall, introduced H. B. No. 648, an Act entitled an Act to repeal an Act to establish the legal and constitutional rate of interest, approved March 12, 1873, and for other purposes;

Which was read the first time, and under a suspension of the rules was read a second time, and referred to the Committee on Ways and Means.

Mr. Tison introduced H. B. No. 649, an Act entitled an Act to repeal an Act in relation to the State Board of Equalization, approved April 2, 1874;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to the Committee on Ways and Means.

Mr. Spight introduced H. B. No. 650, an Act to amend an Act entitled an Act to incorporate the town of Falkner, in Tiptah county, approved April 2, 1874;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to the Committee on Corporations.

Mr. Eckford introduced H. B. No. 651, an Act entitled an Act to make County Superintendents of Education elective, and for other purposes;

Which was read the first time and rejected.

Mr. Walker, of Monroe county, introduced H. B. No. 652, an Act to repeal an Act entitled an Act in relation to the School District of the City of Aberdeen, and for other purposes, approved April 17, 1873;

Which was read the first time, and under a suspension of the rules, read a second time.

Mr. Walker, of Monroe, moved that the rules be further suspended, with a view to the passage of the bill.

Mr. Cessor moved to refer the bill to the Committee on Education.

Mr. Walker, of Monroe, moved to table the motion to commit.

The motion to table prevailed;

And the rules were further suspended, the bill considered engrossed, and passed; title standing as read.

Mr. Walker moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Walker, of Alcorn, introduced H. B. No. 653, an Act to make Auditor's warrants receivable for State taxes;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to the Committee on Ways and Means.

Mr. Lynch introduced H. B. No. 644, an Act to repeal certain provisions of an Act entitled an Act to extend the corporate limits of the city of Natchez, and for other purposes, approved April 17, 1871;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to Committee on Corporations.

Mr. Bufkin introduced H. B. No. 654, an Act to enable the Circuit Clerk of Copiah counny, to sell the State tax lands in said county;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Ways and Means.

Mr. Caradine introduced H. B. No. 655, an Act amendatory of and supplemental to an Act entitled an Act to provide for the recording of deeds in the county of Colfax, approved March 12, 1873;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Judiciary Committee.

Mr. Lynch introduced H. B. No. 656, an Act to be entitled an Act to repeal section 16, of an Act entitled an Act to fund the floating debt of the State, and to provide for the collection of taxes and other dues to the State, in United States currency, and for other purposes;

Which was read the first time.

Mr. Lynch moved to suspend the rules, and read the bill a second time.

The motion did not prevail.

Mr. Sullivan, at 1 o'clock, P. M., moved that the House adjourn.

The motion prevailed.

H. W. WARREN,  
*Clerk of the House of Representatives.*

FRIDAY, January 8, 1875.

House met pursuant to adjournment.

Prayer by Rev. Mr. Handy, of Madison.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, McCain, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stone, Spelman, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—81.

ABSENT — Messrs. Applewhite, Brunt, Boyd of Warren, Christmas, Foxworth, French, Gayles, Garrett, Greer, Horton of Calhoun, Hicks, Howard, Harris, Huggins, Kendrick, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Reese, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Thames, Thompson of Montgomery, Willborn and Washington—23.

The reading of the Journal of yesterday was dispensed with.

#### LEAVE OF ABSENCE.

Leave of absence was granted to Messrs. Richards, of Yazoo, Wharton and Brunt, from day to day.

Mr. Randolph introduced the following resolution:

WHEREAS, The Hon. A. P. Huggins, member of this House from Monroe county, has been appointed and accepted an important Federal position; and

WHEREAS, It appears that his seat in this House is now vacant; therefore,

*Resolved*, That the Speaker of this House appoint a committee of three, whose duty it shall be to inquire into and ascertain how the gentleman holds both said positions—if he does, or whether or not his seat, in this House, is vacant; said committee to report as soon as possible.

Mr. Street moved to amend the resolution, by adding the following:

*Resolved further*, That said committee also be instructed to inquire into and report if any members of this House have

been appointed to and accepted positions, which the Constitution prohibits members from holding.

The amendment was adopted;

And the resolution as amended was adopted.

The Speaker appointed as the committee: Messrs. Randolph, Archer and Hasie.

Mr. Sullivan introduced a petition of A. Lancaster and M. A. Cooke, citizens of Bolivar county;

Which was received and referred to the Judiciary Committee.

Mr. Tison moved to suspend the rules to allow him to introduce a resolution.

The motion to suspend the rules did not prevail.

Mr. Tison introduced the following resolution:

WHEREAS, A dispatch of the 4th inst. was published in the Daily Pilot, of the 6th, over the name of Adelbert Ames, addressed to the President of the United States, in which he says, that "the majority of the Legislative Committee, sent to investigate affairs at Vicksburg, report to him that a great feeling of insecurity prevails there, and that certain officials cannot safely discharge their duties;" therefore, calls upon the President to send troops there to "uphold and protect the lawful authorities;" and

Whereas, Said report should have been made to the Legislative Department of the Government; and

Whereas, No such insecurity on the part of the people, and want of protection to the lawful authorities, is set forth in Gov. Adelbert Ames' Message to the two House of the Legislature, of date the 5th January; therefore,

Resolved, That the Committee appointed on the part of this House, at its extraordinary session, to go to Vicksburg and investigate the condition of affairs there, be requested to report the result of their investigation to this House at their earliest convenience.

Mr. Clover moved to table the resolution.

The motion prevailed by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Bufkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Hicks, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Randolph, Richards of Lowndes, Speiman, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Williams, Weatherly, White and Mr. Speaker—43.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Cook, Champlin, Campbell, Crecelius, Devall, Denson, Eckford, Gilmer, Graham, Johnson of Itawamba, Leggett, Mosely, Martin, Packwood, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—32.

Absent and not voting:

Messrs. Applewhite, Brunt, Boyd of Warren, Cowart, Chandler, Feemster, Ford, Foxworth, French, Gayles, Garrett, Greer, Horton of Calhoun, Horton of Pontotoc, Howard, Harrison, Hasie, Harris, Huggins, Kendrick, Landers, Mackey, Morgan, Palmer, Peyton, Reese, Rogers of Marshall, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Smith of Claiborne, Stone, Shorter, Smothers, Thames, Thompson of Montgomery, Willborn and Washington—39.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has passed the following entitled bills, to-wit:

S. B. No. 383, an Act in relation to the terms of the Chancery Court in Yazoo county.

S. B. No. 385, an Act to amend an Act entitled an Act to provide for the payment of the Constitutional Convention warrants.

H. B. No. 645, an Act for the relief of Lucy Manin, of Scott county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The Speaker appointed Messrs. Street, Truehart and Avery as the committee to prepare and report such changes in the mode of making reports and keeping the minutes, as will prevent the insertion of useless matter in the Journal.

Mr. Denson introduced the following resolution:

*Resolved*, That all pages in attendance on this House be and the same are hereby dismissed, and that the members of the House be permitted to engage any number of pages they may desire; *Provided*, That the number so engaged shall not exceed six, two from the Democratic and four from the Republican side of the House, and provided the services of the pages so employed shall be paid by the members so engaging out of their own private funds.

The resolution was laid upon the table.

Mr. Eckford introduced the following:

*Resolved*, by the House of Representatives (the Senate concurring), That the President of the Senate and Speaker of the House adjourn their respective bodies on the fifth day of February, 1875.

The resolution was laid upon the table.

Mr. Clover offered the following resolution, which was adopted:

*Resolved*, That the office of Assistant Door-keeper be dispensed with for the present, or until the committee report what assistants are necessary.

Mr. Campbell introduced the following:

*Resolved*, That it is the sense of this House, that the ex-

pense of carrying on the State Government, including the support of the educational and charitable institutions, should not exceed five hundred thousand dollars per annum, and that legislation at the present session, should be directed to that end.

The resolution was referred to the Committee on Ways and Means.

Mr. Spight introduced the following:

*Resolved*, That no proposition will be entertained by this House, to incorporate any society, association, or other institution, the incorporation of which is provided for in article 1, chapter 55, Revised Code of 1871.

*Resolved further*, That no application for the removal of civil disabilities of minority in any case, for which provision is made in an Act entitled an Act to provide for the removal of civil disabilities of minority in all cases when a necessity exists without legislation, approved April 5, 1872, will be entertained by this House.

The resolution was adopted.

Mr. Spight moved to reconsider the vote by which it was adopted, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Randolph introduced the following:

*Resolved*, That this House will not, during the present session, entertain any proposition looking to a change of salary of members of the Legislature.

The motion was laid upon the table.

Mr. Street introduced the following Joint Resolution, providing an amendment to the Constitution of the State:

A Joint Resolution proposing an amendment to the Constitution, in relation to the mode of electing Boards of Supervisors.

*Resolved by the Legislature of the State of Mississippi*, (two-thirds of each house agreeing thereto), That the following be proposed to the qualified voters at the next general election, as an amendment to the State Constitution, viz.:

Amend section 20 of article VI, so as to read: The qualified electors in each county shall elect five persons on a general ticket for the term of two years, who shall constitute a Board of Supervisors for each county; a majority of whom may transact business; which body shall have full jurisdiction over roads, ferries and bridges, and shall order all county elections, to fill vacancies that may arise in the offices of their respective counties, and perform such other duties as shall be provided by law. In the election of said five persons, each voter shall be entitled to five votes, which may all be cast and counted for one person, or be divided between two or more as each voter may prefer.

The resolution was read and lies over.

Mr. Byrd, of Franklin, introduced the following:

WHEREAS, The buying and trafficking in seed cotton at night,

which is now so prevalent throughout the State, is detrimental both to private and public morals, prejudicial to the peace and good order of society, and destructive of the material wealth and prosperity of the commonwealth, by its demoralizing effects upon the industrial activity of the State; therefore, be it

*Resolved*, That the Judiciary Committee be required to report at an early day, whether legislation concerning said trafficking is necessary, and if so, what legislation is appropriate and needful.

Mr. Handy moved to lay the resolution on the table.

The motion to table prevailed.

Mr. Byrd, of Franklin, moved to reconsider the vote by which the resolution was laid upon the table.

The motion prevailed.

Mr. Walker, of Monroe, moved that the resolution be referred to the committee on Judiciary.

Mr. Cessor moved to table the resolution.

The motion to table prevailed.

Mr. Sullivan introduced the following resolution:

*Resolved*, That the Judiciary Committee be required to submit to this House, so soon as practicable, a joint resolution proposing an amendment to the State Constitution, abolishing the office of Chancellor, or reducing the number of Chancellors, and such other changes as pertain thereto.

The resolution was adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 629, an Act to provide for furnishing the State Library with the Supreme Court Reports.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Denson introduced the following resolution:

WHEREAS, The statute of the State bars all claims against the State after they may have run for two years: and

WHEREAS, Many claims of this character are presented and considered by the Legislature, thereby entailing an additional expense to the State; and

WHEREAS, It being an apparent principle that if the statute so barring be just, then all claims against the State so barred should not be paid, and, *vice versa*, if the statute be unjust, should be repealed; therefore, be it

*Resolved*, That the Judiciary Committee be instructed to report to this House whether the law so barring claims or other evidences of debt against the State shall be repealed, or that the Legislature shall refuse to consider any such claims when they may be so barred.

The resolution was referred to the Judiciary Committee.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 631, an Act to repeal chapter 64, article 4, section 2922 of the Revised Code of 1871, with amendment.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Tison introduced the following resolution, which was referred to the Committee on Printing:

*Resolved*, That the Committee on Public Printing be instructed to prepare and report to the House, a bill revising, modifying and materially reducing the prices paid and the matter required by law to be printed, under existing laws for said printing, and that said reduction of prices and matter approximate as near as may be, the prices paid and matter contained, previous to the year 1861.

Mr. Lynch introduced H. B. No. 657, an Act for the relief of Adams county, and the Natchez, Jackson and Columbus Railroad, and for other purposes;

Which was read the first time, and under a suspension of the rules, was read the second time, and referred to the Committee on Judiciary.

Mr. Sullivan introduced H. B. No. 658, an Act in relation to Boards of Supervisors;

Which was read the first time, and under a suspension of the rules, was read the second time;

And referred to the Committee on Ways and Means.

The Speaker laid before the House the following communication:

OFFICE AUDITOR PUBLIC ACCOUNTS, }  
JACKSON, MISS., January 8, 1875. }

*To the Speaker of the House of Representatives:*

SIR—I have the honor to enclose copy of my report to the Legislature, as far as I have been able to complete it. The tabular statements are in the hands of the printer, and as soon as completed will be furnished as required by law.

Very respectfully,

W. H. GIBBS,  
*Auditor.*

## ANNUAL REPORT OF THE AUDITOR OF PUBLIC ACCOUNTS.

OFFICE OF AUDITOR OF PUBLIC ACCOUNTS, }  
JACKSON, MISS., January 1, 1875. }

*To the Legislature of the State of Mississippi:*

In accordance with the provisions and requirement

section 131, Revised Code of 1871, I have the honor to submit herewith, a report of the transactions of this office for the fiscal year, beginning January 1st, and ending December 31, 1874.

DOCUMENT "A" exhibits the payments into the treasury by receipt warrants, of total amounts received during the year, \$1,368,396 17.

DOCUMENT "B" exhibits the amounts disbursed by warrants for the same period, \$1,319,281 60.

Excess of receipts over disbursements, \$49,114 57.

DOCUMENT "C" exhibits : First—the settlements made by the Tax Collectors of the several counties, on account of the State tax for fiscal year 1873, except such counties where Collectors have not yet made settlements, statements of which are herein included, showing balances still due the State, and in what cases suits have been ordered. Second—showing amounts collected and paid into the treasury, on account of State tax of 1874. Third—the amount collected and paid into the treasury, on account of State tax on privileges for 1873. Fourth—amount collected and paid into the treasury, on account of State tax on privileges for 1874. Fifth—amount collected and paid in, on account of insolvencies, by delinquent Poll Tax Collectors.

DOCUMENT "D" exhibits various settlements made on account of Common School Fund, distribution thereof, and statement showing condition of said fund, as follows: County Treasurers' settlements for licenses to retail intoxicating liquors. County Treasurers' settlements for fines, forfeitures, etc. Circuit Clerks' settlements for redemption and sale of lands. Distribution of Common School Fund, and statement of the condition of same.

DOCUMENT "E" exhibits a statement of expenditures, on account of Legislative department, for the regular and called sessions.

DOCUMENT "F" exhibits amount of expenditures on account of the Judiciary department.

DOCUMENT "G" exhibits the amount drawn by, or still due, the several counties embraced in the Chickasaw Cession, on account of interest on Chickasaw School Fund.

DOCUMENT "H" exhibits statement of disbursements on account of Auditor's Contingent Fund.

DOCUMENT "I" exhibits statements of the appropriations made severally for the State Lunatic Asylum, the Deaf and Dumb Asylum, and the Institution for the Blind, and the disbursements thereon.

DOCUMENT "K" shows statement of the appropriations and disbursements on account of the Alcorn University, and the University of Mississippi, at Oxford.

DOCUMENT "L" shows statement of amount appropriated and disbursed, on account of State Normal Schools.

DOCUMENT "M" shows statement of the appropriation and disbursement on account of Executive Contingent Fund.

DOCUMENT "N" shows statement of receipts and balances due in respect to Code of Mississippi of 1871.

DOCUMENT "O" shows statement of the appropriations, receipts, disbursements and balances, on account of the Penitentiary.

DOCUMENT "P" exhibits statement of Mississippi State bonds, series A, B, C, D and E, issued by the State Treasurer, under Acts of June 13, 1870, April 4, 1872, and March 28, 1874, as per his report on file in this office, and also the interest paid on same.

DOCUMENT "Q" exhibits statement of valuation of real and personal property, for the year 1874, with amount of State and Teachers' Fund Tax thereon; the number of Polls, etc., with estimated allowance, or credits thereon to Tax Collectors.

DOCUMENT "R" shows list of all insurance companies doing business in the State, with a statement of the capital, assets and liabilities of each.

DOCUMENT "S" shows number of educable children in the State by counties.

Believing that considerable reductions in the expenditures for the coming fiscal year can and will be made, and that great and advantageous changes can and will, also, be made in the mode of taxation, I have omitted any estimate of receipts and expenditures for the fiscal year 1875 from this report, for the reason that under such circumstances it would be necessarily imperfect and unreliable.

#### RECEIPTS.

By reference to document "A," it will be seen that the receipts from all sources up to December 21, are \$1,368,396 17. This includes the State tax for the fiscal year 1874, collected up to 30th of November last. As but little was collected up to that time, it will be readily seen that the principal amount of taxes will be paid and carried into account of 1875.

Settlements with County Treasurers being made quarterly, the last quarter, ending December 31st, has not been reported, and is not included in this report. I have reason to believe that, notwithstanding the stringency of money matters, the delinquencies will not be much in excess of last year.

#### DISBURSEMENTS.

The disbursements for the year amount to \$1,319,281 60, showing an excess of receipts for the year of \$49,114 57. This is the first time since 1870 that the receipts have exceeded the disbursements, the balances in 1871, 1872 and 1873 being largely on the other side, amounting in 1873, as per Auditor's Report for that year, to \$674,128 50.

I am happy to be able to announce this fact, and to make so favorable a showing; and trust, by strict economy, that a much

better showing may be made for the coming year, and the rate of taxation at the same time be largely reduced. I shall, in another portion of this report, undertake to point out, to some extent, the various ways in which I believe this can be done.

#### STATE TAX, 1873.

By reference to first part of document "C," it will be noticed that the Tax Collectors of eight counties have failed to make their final settlements for the fiscal year 1873. This number includes the counties of Alcorn, Copiah, Chickasaw, Harrison, DeSoto, Prentiss, Marion and Yazoo.

Suits have been ordered against the former or out-going Collectors in Alcorn, Copiah, Chickasaw and Prentiss, the balance having been ascertained to be due from them; and also against the present Collectors of DeSoto and Harrison for balances due.

In the case of Marion and Yazoo counties, no suits have as yet been ordered, for the following reasons: In Marion county the balance is small, and arises from taxes on lands which have been reported delinquent, but which the Board of Supervisors of that county have failed to condemn and order sold.

In the case of Yazoo, there were three different Collectors during the fiscal year, each of whom claims to have paid over his collections. Under the difficulty in ascertaining who was really in default, I have not ordered suit to be brought, believing the case one which should receive legislative consideration.

#### COMMON SCHOOL FUND.

By reference to the last section of Document "D," it will be seen there is a balance on hand in favor of this fund of \$715,-877 02.

This, under the provisions of the State Constitution, should have been invested in United States bonds. The greater portion of this amount, however, having been paid in under existing laws, in warrants of the State, and said warrants cancelled, such investment has not been made, except the amount of \$66,617 45, received in United States currency, which has recently, as I am informed, been invested as required.

I would call attention to the falling off of receipts from licenses to retail vinous and spirituous liquors, as compared with previous years. This is due, in a measure, to the restrictive law passed at the last regular session of the Legislature, regulating the granting of such licenses. I am satisfied however, that in many cases in which licenses are granted, the money paid does not reach the State Treasury. Most of the licenses granted are given by corporate cities and towns, and the money paid over to the city or town Treasurer, who is required to pay the same over to the County Treasurer, who reports and pays it over to the State Treasurer, through this

office. As both Treasurers charge and receive commissions, double fees are thus paid for collecting these moneys. I recommend a change of the law in this respect, so as to place the collections of all such licenses in the hands of the several Tax Collectors.

#### SALES AND REDEMPTION OF LANDS.

In the matter of sales and redemption of lands, forfeited for non-payment of taxes, there has been a heavy falling off in the receipts, as compared with those of last year. The receipts for last year were \$117,128 86, and for this year, \$35,113 52, or only about one-third of the year previous.

This is to be accounted for in several ways. One of the principal reasons, is the great expense that has accrued upon lands that have been sold under the Act of 1872, to amend the revenue laws. Under the mode therein prescribed for condemnation and sale of delinquent lands, the expense was very great, amounting, in the aggregate, on lands thus forfeited and sold, to \$50,000 annually. This, by an Act passed at the called session, in December last, repealing the Act above recited, is now obviated, and a saving in expenditures of \$40,000 annually secured to the State. Another reason why redemptions and sales have decreased, is because of the confused condition of accounts between this office and the Circuit Clerks of the State. All sales and redemptions under existing laws must be made in and through the office of the Circuit Clerk of the county in which the land is located. In examining and making up lists of lands forfeited in the several counties reported to this office by the Circuit Clerks, as required by an Act to further amend an Act to quiet tax titles, etc., approved April 6, 1874, I find, in scarcely one instance, do the records between the two offices agree. Large quantities of lands are still held upon the books and records of this office, as belonging to the State, which have been redeemed or purchased in the counties, and no report made of the same to this office. Under the provisions of the above recited Act, this can, and will be, in some measure remedied as to the past and obviated in future, but as the work of revising these lists involves a revision of the entire land records of this office, it has been one of great labor, requiring patient investigation, and will require some time yet to complete.

The State now holds not less than 4,500,000 acres of land forfeited for taxes. In addition to this, the several Levee Boards in the Levee Districts, hold 1,500,000 acres more, on which the State tax is suspended. This makes an aggregate of 6,000,000 acres, or one-fifth of the entire area of the State. These figures are so appalling in their magnitude as to occasion serious concern for the future. The Legislature, at the last regular session, passed an Act abating all taxes on lands forfeited and sold prior to 1866. This, in my judgment, was

wise and proper, as far as it went; but I am now of opinion that the provisions of this Act should be so extended as to embrace all taxes and costs on all lands forfeited and sold prior to 1875. The titles are so imperfect, in many instances, and records so confused, as to deter and one from purchasing these lands, and especially is this true of the lands held in the counties embraced in the Levee Districts. All taxes, State, county and Levee, should be released, and the original owners allowed to redeem such lands by paying the taxes now due for the fiscal year 1874. Coupled with this, should be a change in the law in reference to sales by and to the several Levee Boards, that may hereafter be made of lands delinquent. As the law now stands, the sales are made by and to the Levee Boards for taxes due them, and the State and county taxes are held suspended, until such time as the lands may be purchased or redeemed from said Boards, when the State gets her taxes, if at all through the Levee officials. If the rule should be reversed, and all sales be required to be made to the State, I am convinced it would inure greatly to her advantage, and work no injury to the Levee Boards, as the State would become responsible for the collection of the Levee tax on sale or redemption of the lands. The estimated value of the lands now forfeited to the State and Levee Boards, is about \$25,000,000.

Most of this amount can, by adopting the above suggestions and reducing the rate of taxation on real estate in future levies, be added to the assessment rolls during the year 1875, and largely contribute to increase the revenues and lessen the burdens of taxation.

Unless some speedy and effectual remedy is applied, the lists of delinquent lands will be annually increased at such a rapid rate as to absorb almost the entire revenues of the State from this source. I make these suggestions fully impressed with their importance, and believing they will receive from your honorable body due consideration.

#### TEACHERS' FUND TAX.

Under the Act of 1873, amending the laws in relation to Public Education, a tax of four mills on the dollar was levied, to create a fund to be known as the Teachers' Fund Tax. This tax was required to be collected and paid over to the County Treasurer of each county, to be by him held until the annual *pro rata* distribution was made by the Auditor, in April of each year, as required by law. By subsequent Act, approved April 2, 1874, County Treasurers were authorized to pay out such fund to the amount of one dollar and eighty cents for each educable child in his county. The entire amount of this fund collected, and paid over in the several counties, would have amounted to not more than one dollar and fifty cents per scholar. By reason of this, but little excess has been reported to this office and paid over to the State Treasurer. The amount

received being so small, I have made no *pro rata* distribution of it, and recommend that it be returned to the several counties from which it was received, to be used for school purposes in said counties.

I would also recommend that this fund, hereafter, be either used in the counties where it is collected, or, if to be distributed *pro rata* among the several counties, that the Tax Collectors be required to collect and pay it over directly to the State Treasurer.

#### JUDICIARY FUND.

The wisdom of the policy of requiring the counties to pay much of the expenses of this department, is, by experience, fully sustained. I would urge still further changes in this direction, by requiring the payment of all witness certificates—issued in cases where the State fails or succeeds in the prosecution of criminal cases, and where executions are returned *nulla bona*—to be made by the several counties. These claims are now paid by the State upon the certificate of the Circuit Clerk. As there are no means by which, in auditing such accounts, they can be verified by the court records, the State is often liable to be imposed upon, and pay claims that should never be paid. A strong illustration of this may be given in the case of Warren county, where I have every reason to believe gross irregularities have been practiced, and many fraudulent claims presented and paid. If these claims are made payable by the counties, they can be verified by the Court records before payment is made, and the possibility of fraud avoided, or if attempted, it can be readily detected.

For similar reasons, I would recommend that inquest claims be also paid by the counties in which they originate. It is seldom, when an inquest is held, that a physician is not called in to hold a *post mortem* examination to determine the cause of death, at an expense of from fifty to one hundred dollars in each case, whether the same be necessary or not, to ascertain the cause of death. If such claims were paid by the county, it is quite probable it would not be found necessary to incur this additional and unnecessary expense in many cases.

#### REVENUE LAWS.

Under this head much could be said and recommended, but I shall point only to some changes which I deem imperative.

The laws regulating the time for making assessments, and returning assessment rolls, are very conflicting.

Section 1684, Code 1871, requires Assessors to complete and return their rolls, on or before the first Monday of July of each year, to remain in the office of the Clerk of the Board of Supervisors until the first Monday of August following, for examination and filing of objections thereto.

Section 1685, Code 1871, requires the Board of Supervisors to meet on the first Monday of August, to equalize assessments, and the Clerk is required to furnish a copy of the corrected roll, on or before the first Monday of October, to the Auditor and Tax Collector.

Section 1372, Code 1871, requires Boards of Supervisors to meet on the first Monday of July of each year, to levy county taxes, which shall be a per centum on the State tax shown by the assessment roll.

Section 1, of an Act in relation to State Board of Equalization, approved April 2, 1874, requires said Board to meet on the first Monday of September, to equalize property among the several counties.

These conflicts are so apparent as only to be pointed out to secure correction.

Boards of Supervisors should not make the county levies until after the equalization has been completed by the County and State Boards, and the rolls should be required to be completed and filed with the Clerk of the County Board, on or before the first of June, and sent to the State Board on or before the first of August of each year, so that the Boards of Supervisors, can meet and make county levies in September, and the rolls be returned to Collectors by the first of October, in time to begin collections.

In this connection, I would earnestly suggest that there be a County Board of Equalization other than the Board of Supervisors, as the law now provides. The selection of five competent business men and tax-payers in each county to perform this work, would, in my judgment, be a vast improvement on the present system, give more general satisfaction to all concerned, and be productive of much good in securing an equitable assessment of property in the several counties, as between individuals.

#### COSTS OF ASSESSING.

As the year 1875 is the time fixed by law for re-assessment of real estate, I have thought proper to submit an estimate of the probable cost of the same to the State, and also of assessing the personalty for the same time:

Valuation of real and personal property, including 921 miles of railroad.....	\$158,000,000
State tax, based on levy of 1874.....	\$1,580,000
Teachers' Fund tax.....	632,000
County tax.....	2,212,000
Total tax.....	\$4,424,000
Commissions for assessing same, under present law.....	105,464
Add for commissions on polls and on additional assessments.....	12,000
And we have a total of.....	\$117,464
Or an average of \$1,600 per county.	

Under this estimate, the Assessor in the county of Warren would receive \$4,900; in the county of Hinds, \$4,500; in Adams, \$4,000; in Washington, \$4,360; and in Marshall, \$3,475; while in Marion county, the largest in territory of any in the State, the Assessor would, under the law, receive not more than \$300. In view of the above showing, I would recommend that the laws be so amended as to fix a maximum or minimum amount which the Assessor in each county shall be paid. This will secure to each Assessor a fair and just compensation for the work he performs, and save a large amount to the taxpayers.

#### COSTS OF COLLECTING.

In accordance with existing laws, the Tax Collectors are now allowed five per cent. on the first \$50,000 collected, and three per cent. on all amounts in excess of this. I am at a loss to determine the exact intention of this provision of law; whether they State is to pay five per cent. on \$50,000 collected and paid over on account of State tax, and the same amount also be allowed by the county on county taxes collected; or whether the first \$50,000 is to include both State and county tax to that amount, and I respectfully request that the law be so amended, at once, as to remove all doubt in the matter. If the five per cent. to be paid includes State and county taxes collected to amount of \$50,000, and three per cent. on balance collected, the compensation would, in counties where \$100,000 are collected, be on the first \$50,000, \$2,500; on the additional \$50,000, \$1,500; making a total of \$4,000. If the Collector is to receive compensation at the rate of five per cent. on \$50,000 State tax, and the same per cent. on a like amount of county tax, this amount would be increased to \$5,000. Add to this the commissions on collection of tax on privileges and licenses, and the amount of compensation would be still greater. I would urge upon your honorable body to consider the expediency of fixing some definite amount to be paid Tax Collectors in each county, based upon amount levied or collected therein, rather than a compensation by per cent. as now provided.

#### INSURANCE.

A reference to Document "R" will show that the number of insurance companies doing business in the State, in compliance with existing laws, is gradually decreasing. The system of requiring deposits to be made with the State Treasurer, seems to be generally distasteful to the large and solvent companies. A privilege tax of \$1,000 is now required by law to be paid by each company doing business in the State. The amount thus received is much less than the interest now paid by the State on the deposits made by the companies, and the present sys-

tem is a source of considerable expense to the State, without any corresponding benefits. The amount of the deposit required in each case, is but little security to the policy-holder against loss. I, therefore, recommend that all insurance companies now having deposits be authorized and required to withdraw the same, by giving due notice thereof, and that hereafter each company doing business in this State be required to pay an increased privilege tax for so doing, under such regulations as may be provided by law.

#### DELINQUENT POLL TAX COLLECTORS.

Under an Act to amend the revenue laws of the State, approved April 5, 1872, a Delinquent Poll Tax Collector was required to be appointed in each county, whose duty it should be to collect all delinquent poll taxes, and by subsequent amendment, passed at the regular session of 1873, he was also required to collect on delinquent personalty. This system of collecting delinquent taxes has been in operation for more than two years, and by reference to the fifth portion of Document "C," it will be seen that reports have been received from only thirty counties in the State, and for very small amounts in most cases. The system is a failure, so far as the State is concerned, and I have every reason to believe that much greater amounts have been collected than have been accounted for and paid over to the State Treasurer. I recommend, therefore, that the office be abolished, and the collection of such taxes be made by the Tax Collectors, under such restrictions and regulations as may be deemed best calculated to secure their collection and payment.

#### PRIVILEGE TAXES AND LICENSES.

I also recommend that some better and more effectual method be devised for the collection of privilege taxes, and that Collectors be held to a more strict accountability for the collection and payment of the same. The present method is very defective, and does not accomplish the purpose designed. The same is also true in regard to licenses to retail.

The amount received on account of tax on privileges for 1874 is \$48,767 73, against \$23,326 77 in 1873. This shows an increase, but not in proportion to the increased tax imposed by the Act to amend section 1747, of the Revised Code, in relation to tax on privileges, approved April 6, 1874, showing conclusively that the tax is not collected as closely as it should be.

The receipts from licenses granted to retail vinous and spirituous liquors for the year, amount to \$59,562 24, against \$84,166 44 in 1873, and \$104,725 40 in 1872. In some counties, perhaps, no licenses have been granted under the Act to amend section 2459, Revised Code, 1871, regulating the retail

of vinous and spirituous liquors, etc., approved April 6, 1874. I am of opinion, however, that in many cases, even when license has been granted, and the money paid for same, that this law has been made a pretext for withholding payment to the State. It is certainly clear that the revenues from this source have been largely decreased, without corresponding benefits to the State, or any particular community by the operations of this law. No less amounts of intoxicating liquors are sold and consumed, even in localities where licenses are denied, while no revenues are derived from the sale thereof. When retail license is refused, it is sold by the gallon, for which no license is required. I recommend, therefore, that the license laws be so amended as to include the sales of liquors made in quantities of one gallon or more, and to better secure the revenues for license to retail in less quantities.

Reference to Document "D," will show that from twenty-three counties, no licenses have been reported or paid in; eleven from which no fines have been received, and six counties from which no reports of either fines or license have been received.

I shall be glad, at some other time, to point out what I believe to be important changes in the law governing the collection of these taxes.

#### RAILROAD TAX.

I call attention of your honorable body to the fact that there are no definite provisions of law for taxing railroad property in this State. In view of this fact, an arrangement was made, some time last summer, with the attorneys and officials representing several of the most important lines of railroad in the State, by which it was agreed that the roads represented by them should pay upon a valuation of \$5,000 per mile, exclusive of machine shops and lands not used exclusively for depot purposes, owned by said roads. This agreement embraced the New Orleans, Jackson and Great Northern Railroad; the Mississippi Central Railroad; the Vicksburg and Meridian Railroad; the Memphis and Charleston, and Mississippi and Tennessee Railroads. The New Orleans and Mobile Railroad signified their intention of accepting the same agreement at the time, but have since declined. The Mobile and Ohio refused from the first, on the ground of exemption from taxation by charter provisions, and still persist in not paying. In accordance with this agreement, the several Assessors and Collectors were advised to carry it out in their assessments and collections on property of the assenting railroad companies. In the case of the Mobile and Ohio, Assessors were left to make such assessments as they deemed just and proper. Believing this agreement was made, and would be carried out in good faith, the State has scrupulously observed her part of the agreement. I regret, however, to be compelled to state, that thus

far, none of the roads have paid on the assessments made against them, and I recommend that early legislative action be taken to compel payment, as agreed on.

#### UNEXPENDED APPROPRIATIONS AND BALANCES.

The following will show a statement of balances of the several appropriations unexpended, and I would recommend that they be withdrawn, and the law so amended that hereafter all unexpended appropriations and balances be covered back into the Treasury, at the close of the fiscal year:

Legislative .....	\$	12
Executive .....		90 50
Commissions for Assessing.....	21,619	75
Public Printing.....		59 59
Auditor's Contingent Fund.....		10 20
Chickasaw School Fund Interest.....	9,099	01
Commissioner of Immigration.....	466	68
Express and Postage.....		59 01
Distributing Laws, etc.....		12 90
Tougaloo University.....	10,000	00
Total .....	\$41,407	76

In closing this report, I can only express the hope and belief that your session will be harmonious and pleasant. In the effort to economise and reform, which I have full confidence to believe will be made by your honorable body at its present session, I shall cheerfully co-operate, to the extent of my power and ability. Any information in my keeping, other than what is contained in this report, will be furnished whenever required.

Very respectfully,

W. H. GIBBS,

*Auditor Public Accounts.*

S. C. R. No. 19, authorizing the printing of 1,000 copies of the Governor's message;

Was taken up and concurred in.

H. B. No. 631, an Act to repeal chapter 64, article 4, section 2922, of the Revised Code of 1871, with Senate amendment.

Was taken up and the amendment concurred in.

S. B. No. 385, an Act to amend an Act entitled an Act to provide for the payment of the Constitutional Convention warrants;

Which was read the first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Ways and Means.

S. B. No. 383, an Act in relation to the terms of the Chancery Courts of Yazoo county;

Was taken up, read the first time, and under a suspension of the rules, was read the second time, and under a further sus-

pension of the rules, was read the third time and passed; title standing as stated.

Mr. Boyd, of Yazoo, moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

#### INTRODUCTION OF BILLS.

Mr. Packwood introduced H. B. No. 660, an Act to secure a more speedy trial of the writ of mandamus and prohibition, in certain cases; .

Which was read a first time, and under a suspension of the rules, was read a second time, and referred to the Committee on Judiciary.

Mr. Chandler introduced H. B. No. 661, an Act to repeal an Act to aid in the construction of the Vicksburg and Nashville Railroad;

Which was read twice, under the usual suspension of the Constitutional rule.

Mr. Tison moved to refer the bill to the Committee on Railroads.

Mr. Chandler moved to table the motion to commit.

The motion to table prevailed.

Mr. Street moved to refer the bill to the Judiciary Committee.

The motion was laid upon the table.

Mr. Chandler moved the previous question;

Which was ordered.

Mr. Eckford moved to amend the bill as follows:

Add to section 1, that all laws giving aid to railroads in this State be, and the same are hereby repealed;

Which was laid upon the table.

And the bill being considered engrossed, was under a suspension of the rules, read third time and passed; title standing as stated.

YEAS—Messrs. Avery, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Yazoo, Bufkin, Clover, Caradine, Cessor, Cowart, Chandler, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Feemster, Ford, Gill, Green, Handy, Johnson of DeSoto, McCain, Monroe, Martin, McNeese, Patterson, Peal, Peyton, Randolph, Richards of Lowndes, Spelman, Sykes, Simmons, Sullivan, Truchart, Tate, Thompson of Lowndes, Thompson of Greene, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—44.

NAYS—Messrs. Akers, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Christmas, Campbell, Crecelius, Devall, Denson, Eckford, Fitzhugh, Gilmer, Hicks, Johnson of Itawamba, Leggett, Lynch, Mosely, Packwood, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Stubbs, Tison, Walker of Alcorn and Wynn—28.

Absent and not voting:

Messrs. Atkins, Applegate, Brunt, Boyd of Warren, Cham-

berlin, Foxworth, French, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Howard, Harrison, Hasie, Harris, Huggins, Jones, Kendrick, Landers, McFarland, Mackey, Matthews, Morgan, Nathan, Palmer, Reese, Rogers of Marshall, Richards of Yazoo, Shattuck, Stevens, Smith of Tunica, Street, Smith of Claiborne, Stone, Shorter, Smothers, Thames, Thompson of Montgomery, Willborn and Washington.

The undersigned explained their vote as follows:

We vote *no* on the passage of this bill because we are not informed, nor do we believe that members of this House are informed, as to whether or not the Vicksburg and Nashville Railroad has acquired vested rights under the Act sought to be repealed; and because we believe that if the authorities of said road had complied with, and expended their money under the terms of the law sought to be repealed, it is unjust and illegal to deprive them of the benefits of said bill. And because the matter is now pending in the courts of the State.

WALKER, of Alcorn,  
TISON,  
ARCHER,  
GILMER,  
AKERS,  
STUBBS,  
BYRD, of Pearl.  
CAMPBELL,  
ECKFORD,  
JOHNSON, of Itawamba.  
ROGERS, of Yalobusha,  
COOK,  
SPIGHT.

The undersigned explained their vote as follows:

We vote *no* because the House refused to refer the bill to the proper committee, and we are not advised whether the repeal of this law violates any contract on the part of the State; and because bills of this importance ought to be well understood before their final passage.

CHAMPLIN,  
LEGGETT,  
HICKS,  
LYNCH,  
DEVAL,  
DENSON,  
CRECELIUS,  
MOSELY,  
SMITH, of Jasper,  
J. M. BOYD.

Mr. Jones introduced H. B. No. 662, an Act in relation to public printing;

Which was read twice under the rules, and referred to the Committee of Printing.

Mr. Eckford introduced H. B. No. 659, an Act to repeal all laws authorizing the publication of the proceedings of the Boards of Supervisors;

Which was read twice under the rules, and referred to the Committee on Printing.

Mr. Peyton introduced H. B. No. 663, an Act to remove the civil disabilities of R. D. and W. H. Bradley;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Chandler introduced H. B. No. 664, an Act to repeal sections 3, 4, 5, 6, 7 and 8, of an Act entitled an Act to amend the charter of the Vicksburg, Pensacola and Ship Island Railroad Company;

Which was read the first time, and under a suspension of the rules, was read a second time.

Mr. Street moved that the rules be further suspended, the bill be considered engrossed, and placed upon its passage.

Mr. Jones moved that the bill be referred to the Committee on Railroads;

Which motion was laid upon the table ;

And the motion to suspend the rules prevailed.

The following was the vote :

YEAS.—Messrs. Atkins, Akers, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Buikin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Edwards, Feemster, Ford, Gill, Gilmer, Green, Graham, Handy, Hicks, Harrison, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, McFarland, McCain, Monroe, Mosely, Martin, McNeese, Nathan, Peal, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Sykes, Simmons, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Williams, White, Walker, of Monroe, and Wynn—63.

NAYS.—Messrs. Boyd of Oktibbeha, Cessor, Cotten, Clemens, Chiles, Davis, Fitzhugh, Lynch, Packwood, Randolph, Stone, Truehart, Willborn and Weatherly—14.

Absent and not voting :

Messrs. Applewhite, Brunt, Boyd of Warren, Chavis, Foxworth, French, Gayles, Garrett, Greer, Horton of Calhoun, Horton of Pontotoc, Howard, Hasie, Harris, Huggins, Kendrick, Landers, Mackey, Matthews, Morgan, Patterson, Palmer, Peyton, Reese, Richards of Yazoo, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Sullivan, Thames, Thompson of Montgomery, Washington, Walker of Alcorn, and Mr. Speaker.

Mr. Clover moved the previous question.

Mr. Truehart, at 115 o'clock, moved to adjourn;

The motion did not prevail.

The following was the vote:

YEAS.—Messrs. Boyd of Oktibbeha, Cessor, Clemens, Davis, Martin, Patterson, Packwood, Truehart and Weatherly—9.

NAYS—Messrs. Atkins, Akers, Avery, Archer, Byrd of Franklin, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Graham, Handy, Hicks, Harrison, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, McFarland, McCain, Monroe, Matthews, Mosely, McNeese, Nathan, Peal, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Street, Spelman, Stubbs, Simmons, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—67.

Absent and not voting :

Messrs. Applewhite, Brunt, Byrd of Pearl, Boyd of Warren, Chamberlin, Cowart, Foxworth, French, Gayles, Garrett, Greer, Horton of Calhoun, Horton of Pontotoc, Howard, Hasie, Harris, Huggins, Kendrick, Lynch, Landers, Mackey, Morgan, Palmer, Peyton, Reese, Richards of Yazoo, Stevens, Smith of Tunica, Smith of Claiborne, Stockstill, Stone, Shorter, Smothers, Sykes, Sullivan, Thames, Thompson of Montgomery and Washington.

The previous question was ordered;

The bill read the third time and passed; title standing as stated.

Mr. Chandler moved that the vote by which the bill passed be reconsidered, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Spight introduced H. B. No. 665, an Act explanatory of an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874;

Which was read the first and second times under the rules, and referred to the Committee on Printing.

Mr. Street moved to recall from the hands of the Committee on Ways and Means, H. B. No. 653, an Act to make Auditor's warrants receivable for State taxes;

• Which motion prevailed.

Mr. Avery moved to recommit the bill;

Which motion did not prevail.

Mr. Gill moved to indefinitely postpone the bill.

— Mr. Truehart moved to lay the bill on the table.

The motion prevailed.

Mr. Clover, at 2:15, P. M., moved that the House adjourn.

The motion prevailed.

H. W. WARREN,  
*Clerk of the House of Representatives.*

SATURDAY, January 9, 1875.

House met pursuant to adjournment.

Roll call:

PRESENT—Messrs. Atkins, Akers, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Graham, Horton of Calhoun, Handy, Harrison, Hasie, Johnson of DeSoto, Jones, Leggett, Lynch, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Stone, Spelman, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—82.

ABSENT—Messrs. Applewhite, Avery, Brunt, Cessor, Campbell, French, Gayles, Garrett, Greer, Horton of Pontotoc, Hicks, Howard, Harris, Huggins, Johnson of Itawamba, Kendrick, Landers, McFarland, McCain, Mackey, Morgan, Mosely, Palmer, Richards of Yazoo, Stevens, Smith of Tunica, Street, Shorter, Thames, Thompson of Montgomery and Washington—32.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. B. No. 393, an Act in relation to the publication of the Journal of the Legislature.

S. B. No. 397, an Act to repeal all laws exempting members of fire companies in the town of Brookhaven, from street tax.

H. B. No. 652, an Act to repeal an Act in relation to the School Districts of the city of Aberdeen.

S. J. Res. No. 36, in relation to an amendment to the Constitution, reducing the number of Chancellors.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

The reading of the Journal was dispensed with.

Leave of absence was granted to Mr. Palmer, of Lauderdale from day to day, on account of sickness.

This being local bill day, the introduction of bills was declared first in order.

Mr. Lynch introduced H. B. No. 676, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Lynch introduced H. B. No. 677, an Act to empower the Board of Mayor and Aldermen, of the city of Natchez, to submit the question of limits thereof, to the registered voters;

Which was read twice, under the rules, and referred to the Committee on Corporations.

Mr. Walker, of Alcorn, introduced H. B. No. 668, an Act to amend section 2267 of the Revised Code, in regard to a Cotton Weigher in the city of Corinth;

Which was read twice, under the rules, and referred to the Committee on County Affairs.

Mr. Atkins introduced H. B. No. 669, an Act to permanently locate the seat of justice of the county of Choctaw;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Atkins introduced H. B. No. 670, an Act for the relief of the Superintendent of Education of the county of Choctaw;

Which was read twice under the rules.

Mr. Denson moved to amend the bill by striking out the word "required," and inserting the word "authorized."

The motion prevailed, and the constitutional rules were suspended, and the bill, being considered engrossed, was read the third time and passed; title standing as read.

Mr. Avery moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table was agreed to.

Mr. Clover introduced H. B. No. 671, an Act to change the county seat of Bolivar county;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

Mr. Smith, of Claiborne, introduced H. B. No. 672, an Act to make the cotton-weigher of Claiborne county an elective office, and for other purposes;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Christmas introduced H. B. No. 673, an Act to repeal an Act in relation to the towns of Beauregard and Wesson, in Copiah county, so far as it relates to the corporate limits of said town of Beauregard;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Caradine introduced H. B. No. 674, an Act to incorporate West Point Female Institute;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Byrd, of Franklin, introduced H. B. No. 675, an Act to remove the civil disabilities of Martin M. Newman, a minor of Franklin county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Champlin introduced H. B. No. 676, an Act to amend section 2534, of the Code of 1871, in relation to crimes and misdemeanors, in regard to dueling;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Rogers, of Marshall, introduced H. B. No. 677, an Act to incorporate the Shaw Manufacturing Company, of Water Valley;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Peyton introduced H. B. No. 678, an Act reducing and fixing the salaries of certain State officers, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Fees and Salaries.

Mr. Archer introduced H. B. No. 679, an Act entitled an Act for the relief of W. J. Driver, of Lafayette county, Miss.;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Ford introduced H. B. No. 680, an Act to regulate the salaries of public officers;

Which was read twice under the rules, and referred to the Committee on Salaries and Fees of Public Officers.

Mr. Cowart introduced H. B. No. 681, an Act to amend an Act entitled an Act to amend the laws in relation to appeals from decrees in chancery and writs of error, approved February 6, 1874;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Eckford introduced H. B. No. 682, an Act to repeal an Act to change the boundary lines of Union county, approved April 6, 1874.

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Stone introduced H. B. No. 683, an Act to amend section 2, of an Act, approved May 13, 1871, in relation to the investment of the Agricultural College Land Scrip Fund, and for other purposes;

Which was read three several times under the rules, and being considered engrossed, was passed by the following vote; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cessor, Chamberlin, Cowart, Cotten, Chavis, Davis, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Green, Handy, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Matthews, Patterson, Peal, Peyton, Rogers of Marshall, Richards of Lowndes, Shattuck, Smith of Claiborne, Stone, Smothers,

Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—49.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Cook, Crecelius, Devall, Denson, Gilmer, Graham, Horton of Calhoun, Johnson of Itawamba, Leggett, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Stubbs, Thompson of Greene, Tison, Walker of Alcorn and Wynn—26.

Absent and not voting:

Messrs. Applewhite, Brunt, Byrd of Franklin, Champlin, Christmas, Chandler, Clemens, Chiles, Campbell, Eckford, French, Gill, Gayles, Garrett, Greer, Horton of Pontotoc, Hicks, Howard, Harris, Huggins, Kendrick, Landers, Mackey, Monroe, Morgan, Mosely, McNeese, Nathan, Palmer, Randolph, Richards of Yazoo, Stevens, Smith of Tunica, Street, Spelman, Shorter, Thames, Thompson of Montgomery and Washington.

Mr. Avery moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, MISS., January 9, 1874. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the Senate that he has approved the following entitled bills, to-wit:

H. B. No. 631, an Act to repeal section 2922, of the Revised Code of 1871.

H. B. No. 629, an Act to provide for furnishing the State Library with Supreme Court Reports.

H. B. No. 645, an Act for the relief of Lucy Marion, a minor of the county of Scott.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

Mr. Avery introduced H. B. No. 684, an Act making an appropriation to defray the expenses of the present session of the Legislature;

Which was read three several times under the rules, and being considered engrossed, was passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Archer, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Green,

Graham, Horton of Calhoun, Handy, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, McCain, Monroe, Matthews, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Willborn, Williams, Weatherly, White, Walker of Monroe and Wynn—70.

NAYS—Messrs. Eckford, Tison and Walker of Alcorn—3.

Absent and not voting:

Messrs. Atkins, Akers, Applewhite, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Campbell, French, Gill, Gilmer, Gayles, Garrett, Greer, Horton of Pontotoc, Hicks, Howard, Harris, Huggins, Kendrick, Lynch, Landers, McFarland, Mackey, Morgan, Mosely, Nathan, Patterson, Palmer, Richards of Yazoo, Stevens, Smith of Tunica, Street, Stone, Spelman, Shorter, Stubbs, Thames, Thompson of Montgomery, Washington and Mr. Speaker. •

Mr. Walker, of Monroe, moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Ford introduced H. B. No. 685, an Act to repeal section 10 of an Act to amend the revenue laws;

Which was read twice under the rules, and referred to the Judiciary Committee.

Mr. Williams introduced H. B. No. 586, an Act to amend the laws of the State in regard to public education;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Williams introduced H. B. No. 687, an Act to authorize the Boards of Supervisors to provide suitable rooms and furniture for the County Superintendents of Education;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Walker, of Monroe, introduced H. B. No. 688, an Act in relation to paying members whose seats are contested, and to payment of contestants;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Martin introduced H. B. No. 689, an Act to change the boundary lines of the counties of Carroll and Montgomery;

Which was read twice, under the rules, and referred to the Committee on County Affairs.

Mr. Martin introduced H. B. No. 690, an Act for the relief of David Beer, of Montgomery county;

Which was read twice, under the rules, and referred to the Committee on Claims.

Mr. Martin introduced H. B. No. 691, an Act for the relief of B. F. Carr:

Which was read twice, under the rules, and referred to the Committee on Claims.

Mr. Martin introduced H. B. No. 692, an Act in relation to the time of holding the Circuit Court in the county of Montgomery;

Which was read three several times, under the rules, and being considered engrossed, was passed; title standing as read.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills have examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 631, an Act to repeal section 2922, of the Revised Code of 1871.

H. B. No. 629, an Act to provide for furnishing the State Library with the Supreme Court Reports.

H. B. No. 645, an Act for the relief of Lucy Manin, a minor of the county of Scott.

Respectfully,

J. W. RANDOLPH,

*Chairman on part of the House.*

Mr. Champlin introduced the following resolution.

WHEREAS, The death of W. M. Thames, late a member of this House from Newton county, has been announced; and,

WHEREAS, It is eminently proper that we should pay respect to the character and virtues of our deceased brother; therefore, be it,

*Resolved*, That a committee of three be appointed by the Speaker, to prepare suitable resolutions, and present them to this House next Monday; be it

*Further resolved*, That we do now adjourn.

The Speaker appointed Messrs. Ford, Denson and Tison, as the committee;

And at 12 o'clock, M., declared the House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

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MONDAY, January 11, 1875.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Clemens.

Roll call:

Messrs. Atkins, Akers, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Cessor, Chamberlin, Cowart, Chandler, Cotten, Clemens, Chiles,

Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gilmer, Green, Garrett, Graham, Horton of Calhoun, Handy, Howard, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Leggett, Lynch, McCain, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Smith of Claiborne, Smith of Jasper, Stockstill, Spelman, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Applewhite, Champlin, Christmas, Campbell, French, Gill, Gayles, Greer, Horton of Pontotoc, Hicks, Harris, Huggins, Jones, Kendrick, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Reese, Spight, Stevens, Smith of Tunica, Street, Stone, Shorter and Willborn.

The reading of the Journal was dispensed with.

The rules were suspended to allow the introduction of local bills.

Mr. Chandler introduced H. B. No. 693, an Act regulating the allowance for the support of prisoners confined in the county jails in this State;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

Mr. McNeese introduced H. B. No. 694, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Matthews introduced H. B. No. 695, an Act to amend an Act entitled an Act in relation to the sale of homesteads;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Matthews introduced H. B. No. 696, an Act in relation to the sale of Mississippi Reports;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Foxworth introduced H. B. No. 697, an Act for the relief of Alexander E. Foxworth, of Marion county, and others;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Packwood introduced H. B. No. 698, an Act to enable the Board of Supervisors of Pike county to borrow money by issuing interest bearing bonds, for the purpose of building a Court-house, Clerks' offices, and jail for said county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Stubbs introduced H. B. No. 699, an Act to repeal section 10, of an Act entitled an Act to amend the Revenue laws, and for other purposes, approved April 5, 1872, so far as the same relates to the office of Poll Tax Collectors;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Avery introduced H. B. No. 700, an Act for the relief of W. J. Taylor, of Tallahatchie county;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Spight introduced H. B. No. 701, an Act to repeal sections 6 and 7, of an Act entitled an Act to incorporate the town of Dumas, in Tippah county, passed the House March 3, 1874, passed the Senate April 2, 1874, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Spight introduced H. B. No. 702, an Act to provide for the incorporation of cities and towns without legislation;

Which was read twice under the rules, and referred to the Judiciary Committee.

Mr. Spight introduced H. B. No. 703, an Act to require persons committed to the county jail to labor upon public works;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Tate introduced H. B. No. 704, an Act for the relief of Mrs. S. A. Hardin and other citizens of Tate county;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Chavis introduced H. B. No. 705, an Act to repeal an Act to protect crops in Warren county;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Denson introduced H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia C. Whiting, children of the late F. A. Whiting;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Denson introduced H. B. No. 707, an Act for the relief of A. B. Holt;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Hasie introduced H. B. No. 708, an Act in relation to certain books in the office of Secretary of State;

Which was read three several times under the rules, and being considered engrossed, was passed; title standing as stated.

Under a suspension of the rules, the Committee on Judiciary made the following report:

#### REPORTS OF COMMITTEES.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 41, a bill to be entitled an Act to regulate trials by jury in civil suits, have had the same under consid-

eration and instructed me to report said bill back, and recommend that it do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received, the bill considered engrossed, and read the third time, and passed; title standing as stated.

Mr. Ford moved to reconsider the vote by which the bill passed, and to table the motion to reconsider.

The motion to table prevailed.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 284, an Act to repeal section 1788, and to amend section 1948 of the Revised Code of 1871, in relation to the rights of widows in the estates of their deceased husbands, have had the same under consideration, and instructed me to report the same back and recommend that it do pass.

Respectfully,

W. C. FORD,  
*Chairman,*

The report was received.

Mr. Feemster moved to re-commit the bill to the Judiciary Committee.

The motion prevailed.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 243, a bill to be entitled an Act to regulate the venues of suits against owners of steamboats and other water-crafts, have had the same under consideration, and instructed me to report the same back and recommend that it do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received.

Mr. Ford moved that the bill be considered engrossed and put upon its passage.

Mr. Randolph moved to amend the bill, as follows:

Amend section 1, by adding, after the word "employes," in fourth line, "or any act done by any person doing business on said boat."

The amendment was adopted, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 233, a bill to be entitled an Act in relation to the state of realty of decedents for the payment of debts, have had the same under consideration, and instructed me to report the same back, and recommend it do pass.

Respectfully,

W. C. FORD,  
*Chairman pro tem.*

The report was received, and the bill placed on the Calendar.

MR. SPEAKER—Your Committee, on Judiciary, to whom was referred H. B. No. 638, an Act supplemental to an Act to divide Yalobusha county into two Circuit and two Chancery Court Districts, have had the same under consideration, and instructed me to report the same back, and recommend it do pass.

Respectfully

W. C. FORD,  
*Chairman pro tem.*

The report was received, and the bill considered engrossed, read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 298, have considered the same, and report the bill back to the House, and recommend its passage.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received, and the bill was read a third time, and passed; title standing as stated.

Mr. Cessor introduced the following resolution:

*Resolved, by the House of Representatives of the State of Mississippi,* That the action of Lieutenant-General Philip H. Sheridan, since assuming control of the States of Louisiana, Mississippi and Arkansas, as part of the Military District of the Missouri, has been such as should meet with the approval of all God-fearing, law abiding and peace loving citizens in the land.

*Resolved further,* We believe that if the policy enumerated by his letters be carried out, not only will criminals, who have long escaped justice be punished for their crimes, but that peace and security for life will follow, and that every citizen will be enabled to enjoy peaceably the privileges guaranteed by the Constitution of the United States, of which they have been deprived up to the present time in portions of the above mentioned States.

*Resolved further,* That the Speaker of the House, be, and is hereby required, to send a certified copy of the foregoing resolutions to each Senator and Representative from this State in Congress.

Mr. Sullivan moved that the resolution be adopted.

Mr. Ford moved to refer the resolution to a committee of seven.

Mr. Handy moved to table the motion to commit;  
Which was carried.

Mr. Avery moved the previous question.  
The motion prevailed.

Mr. Clover moved to reconsider the vote by which the previous question was ordered.

Which was tabled.

And the resolution was adopted by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Harrison, Johnson of DeSoto, Jones, Lynch, McCain, Monroe, Matthews, McNeese, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—47.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gilmer, Garrett, Graham, Horton of Calhoun, Johnson of Itawamba, Leggett, Martin, Packwood, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Stubbs, Thompson of Greene, Tison, Walker of Alcorn and Wynn—33.

Absent and not voting :

Messrs. Applewhite, Bufkin, Champlin, Christmas, Cowart, Campbell, French, Gayles, Greer, Horton of Pontotoc, Hicks, Howard, Hasie, Harris, Huggins, Kendrick, Landers, McFarland, Mackey, Morgan, Mosely, Nathan, Palmer, Peyton, Reese, Stevens, Smith of Tunica, Street, Stone, Shorter, Tate, Thompson of Montgomery and Willborn.

Mr. Handy moved to reconsider the vote last taken, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Packwood explained his vote upon the adoption of the resolutions as follows:

I vote no because I believe the action of General Sheridan, since his arrival in Louisiana, is unworthy of his high position as a military commander, and whose action as said military commander, will rank him in history along side of Nero and Caligula.

Mr. Spight explained his vote as follows:

I vote no because I am not willing to endorse the action of any military satrap in his effort to ride over the purest and most sacred principles of true Republican government, and to inaugurate a system which must result in untold mischief.

Mr. Byrd, of Franklin, explained his vote as follows:

I vote no because I do not believe that any necessity exists at the present time for a military government in this State, and for the further reason that the courts in this State are amply sufficient to grant redress for all the wrongs complained of.

Mr. Rogers, of Marshall, introduced the following resolutions;

*Resolved*, That the Sergeant-at-Arms be instructed to report to this House at once, the names of the porters and pages employed by him, by order of the House, and that the names be spread upon the Journals of the House, as an evidence of said employment.

*Resolved*, That a committee of three be appointed by the Speaker, whose duty it shall be to examine the books, papers, vouchers, bills of purchase, and receipts of the Sergeant-at-Arms, during the last regular session, called session, and the present session of the Legislature, the evidences of distribution of stationery among members, and and value furnished to each member, with power to send for persons and papers, if necessary, and to report to this House, at the earliest practical moment.

Mr. Avery moved to amend by striking out the second resolution ;

Which was adopted.

Mr. Cessor moved to further amend as follows:

Amend the first resolution by inserting the names of porters and pages, that have been employed this session.

The amendment was adopted, and the resolutions as amended were adopted.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills, have this day examined and found correctly enrolled, and have presented to His Excellency, the Governor, for his approval, the following entitled bill, to-wit:

S. B. No. —, an Act in relation to the terms of the Chancery Courts of Yazoo county.

Respectfully,

JOHN W. RANDOLPH,  
*Chairman on the part of the House.*

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following resolution, to-wit:

S. C. Res. 20, in relation to Lieutenant-General Philip H. Sheridan, at New Orleans, La., in assuming control of the States of Louisiana, Mississippi and Arkansas, as part of the Military District of Missouri.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Avery introduced the following resolution:

*Resolved*, That a committee of three be appointed to ascertain by what authority certificates of pay have been issued to certain committee clerks, the House having passed a resolution to withhold their pay until the report of the Joint Committee on that subject;

Which was adopted.

The chair appointed as the committee: Messrs. Avery, Denison and Cessor.

Mr. Denson offered H. J. R. No. 23, a joint resolution making an appropriation for the widow of the late Wm. M. Thames;

Which was read twice under the rules, and referred to a special committee of three.

The Chair appointed as the special committee, Messrs. Denson, Chandler and Spelman.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your special committee appointed to prepare and report to the House, resolutions in regard to the death of the Hon. William M. Thames, late representative on this floor, from the county of Newton, have instructed me to report the following preamble and resolutions.

Respectfully,

W. C. FORD,

*Chairman.*

WHEREAS, It is with deep regret and profound sorrow, that we have heard announced the death of the Hon. Wm. M. Thames, a member of this House from the county of Newton, which occurred at his residence on the 6th inst., in said county.

AND, WHEREAS, It is the wish of this body to convey to the bereaved family, friends and constituents, the evidence of high esteem in which he was held by his fellow members of the House of Representatives, for his quiet and modest demeanor, courteous bearing, and private and public virtue; therefore,

*Resolved*, That it is with profound sorrow that we record the death of the Hon. Wm. M. Thames, member of the House from the county of Newton, which sad event transpired at his residence, on Wednesday, the 6th inst., in said county.

*Resolved*, That as a citizen, friend, husband, father, Senator, and Representative in the Legislature for a series of years, and Probate Judge of his county, he was faithful to the trusts confided to him.

*Resolved*, That we bear willing testimony to the uniform kindness, calm, dignified and upright conduct of the deceased while a member of this body.

*Resolved*, That as a mark of our high appreciation of the deceased, and to perpetuate his memory on the archives of the State, that this preamble and resolutions be spread upon the Journals of the House, and a copy of the same be transmitted by the Clerk to the family of the deceased, and that the hall be draped in mourning, and the House stand rdjourned.

The resolutions were adopted, and the Speaker, at half-past one o'clock, declared the House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

TUESDAY, January 12, 1875.

House met pursuant to adjournment.

Prayer by Rev. Mr. Gales.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, McCain, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stockstill, Street, Spelman, Smothers, Stubbs, Sykes, Sullivan, Truehart, Tate, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—93.

ABSENT—Messrs. Campbell, French, Horton of Pontotoc, Huggins, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stone, Shorter, Simmons, Thompson of Montgomery and Thompson of Greene—20.

The reading of the Journal was dispensed with.

Leave of absence was granted to Mr. Champlin, from day to day, on account of sickness. Also, to the Sergeant-at-Arms, on account of sickness.

Mr. Randolph, by general consent, introduced the following resolution:

*Resolved*, That the Door-keeper of this House be authorized to employ an assistant at the rate now provided by law for the Assistant Door-keeper.

Mr. Street moved to table the resolution.

The motion prevailed.

Mr. Smothers moved to reconsider the question of tabling the resolution.

Mr. Smith, of Jasper, moved to lay the motion to reconsider upon the table.

The motion to table prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Chamberlin, Cowart, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Jones, Kendrick, Leggett, McCain, Martin, McNeese, Peal, Packwood,

Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Speiman, Stubbs, Simmons, Sullivan, Truehart, Tate, Tison, Walker of Alcorn, Walker of Monroe and Wynn—54.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Christmas, Clemens, Chiles, Davis, Edwards, Fitzhugh, Green, Gayles, Handy, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, Monroe, Patterson, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Thompson of Lowndes, Willborn, Weatherly, White and Washington—33.

Absent and not voting:

Messrs. Avery, Boyd of Warren, Bufkin, Champlin, Cotten, Campbell, Chavis, French, Horton of Pontotoc, Hicks, Huggins, Landers, McFarland, Mackey, Matthews, Morgan, Mosely, Nathan, Palmer, Stevens, Smith of Tunica, Shorter, Thompson of Montgomery, Thompson of Greene, Williams and Mr. Speaker.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 403, an Act entitled an Act to prohibit the sale of intoxicating liquors within five miles of the town of Kosciusko.

H. B. No. 384, an Act to prevent the sale of vinous and spirituous liquors in the town of Claiborne, of Jasper county.

H. B. No. 642, an Act making appropriation for the Judiciary and Legislature, with amendments.

S. B. 576, an Act to reduce the compensation of members of the Legislature.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Lynch moved to suspend the rules to allow him to call up H. B. No. 656, an Act to repeal section 16 of an Act to fund the floating debt of the State;

Which motion prevailed;

And the bill was taken up and read the second time.

Mr. Lynch moved to further suspend the rules, and consider the bill engrossed, and placed upon its passage.

The motion did not prevail;

And the bill lies over under the rules.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your committee of three, appointed to ascertain by what authority certificates had been issued to certain committee clerks, beg leave to submit the following report:

We find that two persons who have been heretofore employed as clerks of committees, have received certificates this session for five days' pay each at six dollars per day. The Speaker of the House, who signed the certificates before they were presented to the clerk for his signature, states to the committee that he was not aware of the existence of any resolution by the House, in regard to the pay of committee clerks for this House.

He further states that had he been aware of the existence of said resolution, he would not have signed for the pay of those two clerks, and that now that he does know of it, he will sign no more till after the report of the Joint Committee, unless ordered to do so by the House.

Very respectfully,

WM. B. AVERY,  
J. N. DENSON,  
JAMES D. CESSOR.

The report of the committee was received, and the committee discharged.

The following notice was given by Mr. Peyton:

MR. SPEAKER—I give notice that I will, at an early day, introduce a bill to require the Vicksburg and Meridian Railroad, and the New Orleans, St. Louis and Chicago Railroad to erect a fence on each side of their roads for the protection of lives and property.

#### REPORT OF THE COMMITTEE ON CLAIMS.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 422, an Act for the relief of the Sheriff of Lee county, have had the same under consideration, and instructed me to report said bill back to the House without recommendation.

Respectfully,

F. A. CLOVER,  
*Chairman.*

The report of the committee was received.

Mr. Tison moved to refer the bill to a special committee of one, with a view to perfect the bill.

The motion prevailed;

And Mr. Tison was appointed as the committee.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 567, an Act for the relief of Edward M. Taylor, of Jackson county, have had the same under consideration, and instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully,

F. A. CLOVER,  
*Chairman.*

The report was received, and the bill placed on the Calendar.

MR. SPEAKER—Your Committee on Claims, to whom was re-

ferred, H. B. No. 186, a bill for the relief of Thomas D. Morrin, ex-Tax Assessor of Yazoo county, have had the same under consideration, and instructed me to report said bill back to the House without recommendation.

Respectfully, F. A. CLOVER,  
*Chairman.*

#### REPORT OF COMMITTEE ON CORPORATIONS.

MR. SPEAKER—The Committee on Corporations have examined a bill, H. B. No. 650, entitled an Act to amend an Act to incorporate the town of Falkner, in Tippah county, approved April 2, 1874, and instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully, N. G. GILL,  
*Chairman of Committee.*

The report was received;  
And the bill read third time, and passed; title standing as stated.

MR. SPEAKER—Your Committee on Corporations to whom was referred H. B. No. 677, an Act to incorporate the Shaw Manufacturing Company of Water Valley, have had the same under consideration, and have instructed me to return the same back to the House with the recommendation that it do pass as amended.

Respectfully, N. G. GILL,  
*Chairman.*

Amend by striking out section seven.

The report was received, the amendment adopted, and the bill being considered engrossed, was read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MR. SPEAKER—Your Committee on Corporations to whom was referred H. B. No. 701, an Act to repeal sections 6 and 7, of an Act entitled an Act to incorporate the town of Dumas, in Tippah county, have had the same under consideration, and have instructed me to return the same back to the House, with the recommendation that it do pass.

Respectfully, N. G. GILL,  
*Chairman.*

The report was received, the bill considered engrossed, read the third time and passed; title standing as stated.

MR. SPEAKER—Your Committee on Corporations, to whom was referred H. B. No. 200, an Act entitled an Act to amend an Act to incorporate the town of Taylor's Depot, in Lafayette county, Miss., have had the same under consideration, and

have instructed me to return the same back to the House, with the recommendation that it do pass.

Respectfully,

N. G. GILL,  
*Chairman.*

The report was received, the bill considered engrossed, read the third time and passed; title standing as stated.

Further action by the House was precluded by the usual motion to reconsider and table.

Mr. Gill obtained leave to introduce H. B. No. 709, an Act to empower the Chancery Court of Lafayette county, to authorize the private sale of lands of Sidney Smith, a lunatic;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Street, by general consent, introduced H. J. R. No. 24, requiring Treasurers of certain State institutions to deposit all funds now on hand in the State Treasury for inspection;

Which was read three several times under the rules, and being considered engrossed, was passed; title standing as stated.

Leave was granted to the Committee on Education to make one report:

MR. SPEAKER—Your Committee on Education, to whom was referred H. B. No. 639, an Act to provide for the punctual payment of the teachers in the Public Schools of the State, have had the same under consideration, and instructed me to report said bill back with the recommendation that it do pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received.

Mr. Street offered the following amendment to the bill:

Amend by adding:

*Be it further enacted,* That no distribution of the four mill tax of 1873 shall be made, but the amount paid in each county, shall be placed to the credit of the teachers' fund of the county in which it was paid.

Mr. Sullivan offered the following amendment to the amendment:

Add, "and that the State Auditor, be, and is hereby required to return to the County Treasurers, the amount received from them for State School Tax for the fiscal year 1873."

The bill and amendments were recommitted to the Committee on Education, with instructions to report January 13th, at 12 M.

#### REPORTS OF COMMITTEES.

MR. SPEAKER—The Committee on Propositions and Grievances, to whom was referred H. B. No. 381, an Act entitled an Act for the benefit of R. C. Payne;

Have had the same under consideration, ask leave to report the bill back to the House, with the recommendation that it do not pass.

Respectfully,  
W. C. FORD,  
*Chairman.*

The report was received, and the bill was indefinitely postponed.

MR. SPEAKER—The Committee on Propositions and Grievances, to whom was referred H. B. No. 498, an Act for the relief of S. A. E. Bailey, administratrix, and S. P. Bailey, administrator;

Have had the same under consideration, and ask leave to report the bill back to the House, with the recommendation that the bill do not pass.

Respectfully,  
W. C. FORD,  
*Chairman.*

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—The Committee on Propositions and Grievances, to whom was referred H. B. No. 429, an Act for the preservation of game, animals and birds, during the breeding season, having had the same under consideration, ask leave to report the accompanying substitute, in lieu thereof, and recommend that the substitute do pass.

Respectfully,  
W. C. FORD,  
*Chairman.*

The report was received;

And the substitutes, H. B. No. 710, was read twice under the rules.

Mr. Eckford moved that the bill be indefinitely postponed.

Mr. Handy moved the previous question;

Which was ordered;

And the bill indefinitely postponed.

And H. B. No. 429, was recommitted to the Judiciary Committee.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., December 24, 1874. }

*To the Senate and House of Representatives :*

GENTLEMEN—I herewith submit the following report of pardons, commutations and remission of fines during the past year.

Very respectfully,  
ADELBERT AMES,  
*Governor.*

## REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your special committee of three, to whom was referred H. J. Res. No. 23, beg leave to submit the accompanying joint resolution, as a substitute, and recommend its passage.

Respectfully submitted,  
J. N. DENSON,  
*Chairman.*

The report was received;

And the substitute, H. J. Res. No. 25, to pay the widow of the late Wm. Thames his salary for the present session;

Which was read three several times, and under a suspension of the rules, and passed; title standing as read.

H. J. Res. No. 23, was indefinitely postponed.

The Governor's message in relation to pardons, etc., was taken up and ordered spread upon the Journal.

## MESSAGE FROM THE GOVERNOR.

Pardoned out of Penitentiary.....	18
Pardoned out of County Jails.....	9
Pardoned before trial.....	0
Commutation of sentences.....	5
Remission of fines.....	4

PARDONED BY A. K. DAVIS, LIEUTENANT-GOVERNOR, AND ACTING GOVERNOR.

Pardoned out of Penitentiary.....	32
Pardoned out of County Jails.....	4
Pardoned before trial.....	17
Commutation of sentence.....	3

1. Ab. Lewis, six months' imprisonment in the county jail of Rankin county, Rankin county Circuit Court, October term, 1873, assault; sentenced six months, served three months; pardoned January 30, 1874. Recommended by Hon. Joseph Bennett, Hon. W. Hicks, Hon. J. W. McFarland, H. F. Shelton, Sheriff, S. T. Parker, Chancery Clerk, and many citizens. Reasons: served four months; family in destitute circumstances; former good character.

2. Henry Sallis, assault and battery with intent to kill, three years in the State Penitentiary, Attala county Circuit Court, May term 1872; sentenced three years, served twenty-one months; pardoned February 3, 1874. Recommended by Hon. Jason Niles, M. C., Hon. J. C. Lucas, A. G. Noah, Sheriff, R. B. Webb, Circuit Clerk, W. V. Davis, Chancery Clerk, and citizens. Reasons: served twenty-one months; former good character.

3. Josiah Frisbee, grand larceny, four years imprisonment in

the State Penitentiary, DeSoto county Circuit Court, spring term, 1870; sentenced four years, served forty-six months; pardoned February 9, 1874. Recommended by D. P. Porter and Thos. Douglass. Reasons: said Frisbee ought to have been discharged under Act of 1872.

4. Martha Adams, grand larceny, one year's confinement in the State Penitentiary, Franklin county Circuit Court, November term, 1873; sentenced one year, served four months; pardoned March 18, 1874. Recommended by Hon. C. Byrd, W. S. Cassedy and Nathan Adams. Reasons: said Martha Adams had no attorney until trial, and it was too late to summon witnesses; motion for new trial, because of newly discovered testimony, made, but over-ruled by the Court.

5. George Gaines, grand larceny, three years' imprisonment in the State Penitentiary, Marshall county Circuit Court, November term, 1872; sentenced three years, served sixteen months; pardoned March 20, 1874. Recommended by Hon. James Hill, Hon. G. W. Albright, Hon. R. Williams, Hon. N. G. Gill, Dr. Wm. Compton and Thos. Douglass. Reasons: served half his term; former good character.

6. Jennie Coffee, grand larceny, one year's imprisonment in the State Penitentiary, Monroe county, March term, 1874; sentenced one year; pardoned March 21, 1874. Recommended by Hon. F. H. Little, Hon. M. Shirley, Hon. A. P. Huggins, Hon. J. C. Walker, Hon. Cato Nathan, Hon. J. A. Blair, District Attorney, and all the members of the grand jury. Reasons: confined nearly one year in the county jail before trial, and very poor health.

7. George Jones, grand and petit larceny, two years' confinement in the State Penitentiary; Coahoma county Circuit Court, October term, 1873; sentenced two years, served seventeen months; pardoned March 25, 1874. Recommended by Hon. C. C. Shackelford, Judge of the Eleventh District, Hon. C. W. Clark, District Attorney, John M. Powell. Reasons: John M. Powell, the person from whom the property was stolen, states that the said Jones was in a state of intoxication, caused by him, the said Powell, at the time of the theft.

8. Lawrence Crump, grand larceny, four years' imprisonment in the State Penitentiary; Lowndes county Circuit Court, March term, 1873; sentenced four years, served one year; pardoned March 25, 1874. Recommended by Hon. R. Gleed, Hon. N. Shirley, Hon. J. M. P. Williams, Hon. J. C. Walker, Hon. Robert Thompson, Hon. H. B. Whitfield, District Attorney. Reasons: General good character prior to conviction, and his reported good conduct while in State Penitentiary.

9. John Jackson, burglary, two years' confinement in the State Penitentiary; Yazoo county, November Term, 1874, Circuit Court; sentenced two years, served five months; pardoned April 2, 1874. Recommended by Hon. J. E. Everett, Hon. Wm. Richards, Hon. J. G. Patterson and many citizens. Reasons: Pardoned on account of his youth.

10. Ike Schooler, burglary, confinement in the State Penitentiary; Noxubee county Circuit Court, October term, 1874; sentenced 2 years, served 7 months; pardoned May 15, 1874. Recommended by Hon. H. B. Whitfield, District Attorney, Hon. I. Stewart, and many citizens. Reasons: Man of weak intellect, no witnesses against him, confessed his crime, was tried and convicted thereon.

11. Buck Jolly, grand larceny, five years' imprisonment in the State Penitentiary; DeSoto county Circuit Court, July term, 1871; sentenced 5 years, served 35 months; pardoned June 10, 1874. Recommended by Hon. M. Campbell, Hon. L.W. Mackey, J. J. Evans Sheriff, J. N. Campbell Chancery Clerk, H. H. Chalmers and many other citizens. Reasons: He had served nearly three years of the term, and the value of the property stolen was \$30 00, and his conduct while in confinement has been unexceptionable. In my judgment, three years' confinement is fully sufficient punishment for the theft of \$30.

12. Alex. S. Miller, charged with killing Burk; confined in the county jail of Rankin county; pardoned August 13, 1871. Reasons: Said A. S. Miller had been arrested, tried and acquitted twice by military commissions.

13. James Robertson, larceny, three years in the State Penitentiary; Attala county Circuit Court, November term, 1874; pardoned September 4, 1874; sentenced three years, served thirty-four months. Recommended by Wm. Noonan, Superintendent State Penitentiary. Reasons: The above-named James Robertson should have been discharged under Act of 1872, and pardon was issued under the erroneous impression he was still lawfully held in confinement.

14. Wesley Smith, grand larceny, two years in the State Penitentiary, Adams county, Circuit Court, December term, 1872. Sentenced two years, served twenty-one months; pardoned September 5, 1875. Recommended by Hon. E. H. Stiles District Attorney, Wm. Noonan Superintendent Penitentiary, Wm. McCary Sheriff Adams county, A. H. Foster Chancery Clerk, M. A. C. Hussey Circuit Clerk, and county officers and citizens. Reasons: Said W. Smith had nearly served his term, and his conduct during confinement was good.

15. W. B. Harrison, grand larceny, two years' imprisonment in the State Penitentiary; Hinds county Circuit Court, November term, 1873. Sentenced two years, served eleven months; pardoned October 13, 1874. Recommended by Hon. G. F. Brown, Judge 15th Judicial District, A. V. Brock, J. P., and many citizens of Hinds county. Reason: Bad health during confinement.

16. Frank Ware, assisting prisoners to escape from the county jail, seven years' confinement in the Penitentiary; Washington county Circuit Court, May term, 1873. Sentenced seven years, served seventeen months; pardoned October 13, 1874. Recommended by Hon. C. C. Shackelford Judge 11th Judicial District, Hon. Chas. E. Clark District Attorney, Hon.

Wm. Gray, J. Winslow Sheriff, J. Junkerman Circuit Clerk, and other county officials and many citizens. Reasons: General good character before conviction, and statements in regard to character of principal witness against him.

17. Nero Wilson, receiving stolen goods, one year imprisonment in the Yazoo county jail; Yazoo county Circuit Court. Sentenced one year, served five months; pardoned October 13, 1874. Recommended by Hon. J. E. Everett, Hon. W. Boyd, county officers and many citizens of Yazoo county. Reasons: Said Nero Wilson acted under instructions from his father, who was indicted for stealing the goods, but fled the county; his youth and good character.

18. Patrick Graham, ninety (90) days' confinement in the State Penitentiary; DeSoto county; pardoned October 16, 1874; served. Recommended by Hon. E. S. Fisher Judge, District Attorney, and citizens. Reasons: Extreme old age and physical disability.

19. Aaron Frost, resisting an officer; three months' imprisonment in the county jail, and pay a fine of one hundred dollars; Quitman, Clark county; Magistrate's Court, 1874; pardoned October 27, 1874. Recommended—papers in this case taken from office. Served one month.

20. Bristo Donnell, perjury, two years' service in the State Penitentiary; Neshoba county Circuit Court, September term, 1874. Sentenced four years, served three months; pardoned November 3, 1874. Recommended by Hon. J. P. Gilmer, Hon. R. Leachman Judge, W. J. Seal Superintendent of Education, Hon. Thos. H. Woods District Attorney, and many citizens. Reasons: Many mitigating circumstances at the trial; former good character.

21. Wm. Durbridge, assault and battery; thirty (30) days' confinement in the county jail, and pay a fine of fifty dollars; Hancock county, November Term, 1874; pardoned Nov. 11, 1874. Recommended by F. Heiderhoff and J. F. H. Claiborne. Twenty days to serve.

22. M. Cantoni, selling wine to a minor, ten days' imprisonment in the county jail, and pay a fine of —; Hancock county Circuit Court, November term, 1874; pardoned Nov. 11, 1874. Recommended by Hon. G. C. Chandler, Circuit Judge, District Attorney, Sheriff, and many citizens.

23. John Ragan, petit larceny, sixty days' confinement in the county jail; Madison county Circuit Court, September term, 1874; pardoned Nov. 16, 1874. Recommended by Hon. F. B. Pratt, District Attorney, H. H. Cage, physician to the jail, and certificate of physician that he is in bad health. Fourteen days to serve.

24. C. Barratine, selling liquors to minors, ten days' imprisonment in the county jail and pay a fine of \$20; Hancock county Circuit Court, November term, 1874; pardoned Dec. 3, 1874. Recommended by Hon. G. C. Chandler, Circuit Judge, District Attorney, Sheriff and many citizens.

25. Sallie Mosley, burglary and larceny, six months' confinement in the State Penitentiary; Tate county Circuit Court, November term, 1874; pardoned Dec. 3, 1874. Recommended by Hon. E. S. Fisher, Judge, O. F. West, Clerk of the Court, T. S. Tate, and others. Reasons: subject to insanity. Five months to serve.

26. Calvin Jones, unlawful cohabitation, six months' confinement in the State Penitentiary; Carroll county Justices' Court; pardoned Dec. 9, 1874. Recommended by Hon. J. J. Spelman. Reason: the person with whom he was found guilty of the above offense was tried for same offense and acquitted. Five months to serve.

27. Cheny Eatman, grand larceny, six months' confinement in State Penitentiary; Lowndes county — term, 1874; pardoned Dec. 9, 1874. Recommended by Hon. R. Gleed, Hon. Robert Thompson and others; Hon. H. B. Whitfield, District Attorney. Five months to serve.

#### COMMUTATIONS.

28. Alfred Hunter, murder, to be hung; Holmes county Circuit Court, October term, 1874; commuted to imprisonment for life in the State Penitentiary, Dec. 4, 1874. Recommended by Hon. W. B. Cunningham, Judge of the 14th Judicial District, Hon. F. B. Pratt, District Attorney, 14th Judicial District, Hon. A. G. Packer, and many others.

29. Fred. Jenkins, stealing money, confinement in the State Penitentiary for one year; Adams county Circuit Court, May term, 1874; commuted to three months' confinement, May 18, 1874. Recommended by E. H. Stiles, District Attorney, M. A. C. Hussey, Circuit Clerk, Jurors and citizens. Reasons: extreme youth. Nine months to serve.

30. John Anderson, murder, to be hung; Yalobusha county Circuit Court, April term, A. D., 1874; commuted to imprisonment for life in the State Penitentiary, June 13, 1874. Recommended by Hon. O. Davis, Judge of the 10th Judicial District, W. R. Reynolds, District Attorney for —, James T. Fant, District Attorney 10th Judicial District, and many citizens.

31. William and Jesse Jones, murder, to be hung; Scott county Circuit Court, March term, 1874; commuted to imprisonment for life in the State Penitentiary, May 20, 1874. I was convinced, upon all the evidence in the case, that they were not guilty of murder.

#### REMISSION OF FINES.

32. Lewis Brown, petit larceny; Madison county; fined twenty five dollars (\$25 00); Mayor of Canton, *ex-officio* Justice of the Peace's Court; pardoned February 7, 1874.

33. Melvin Parkhurst, contempt of court; pay a fine of fifty

dollars; Adams county, April term, 1872; pardoned March 5, 1874. Recommended by Hon. A. Alderson, A. H. Foster. Reasons: Order entered by mistake.

34. J. M. Parham, defaulting witness; pay a fine of five hundred dollars; Noxubee county Circuit Court, — term, 1874; pardoned Dec. 21, 1874. Recommended by Hon. J. A. Orr, Judge of the above Court. Reason: the Judge was unable to remit the fine.

S. G. Watkins—a forfeiture, failed to appear at Court; fined one hundred dollars; Colfax county Circuit Court, August term, 1874; pardoned January 8, 1875. Recommended by Hon. J. A. Orr and Hon. H. B. Whitfield, Judge and District Attorney of said court.

During my temporary absence from the State, the following pardons and commutations were made by Lieutenant-Governor Davis, acting Governor:

George Crutcher, malicious injury to property; six months' imprisonment in the county jail; Franklin county Justice's Court, March term, 1874. Pardoned June 18, 1874, upon recommendation of District Attorney J. B. Deason, and others.

Alfred Jackson, burglary; three years' confinement in the State Penitentiary; Franklin county Circuit Court, May term, 1874. Pardoned June 30, 1874, upon recommendation of Hon. J. F. Sessions, E. B. Mitchell, and a large number of citizens. The boy entered the house of Mr. Mitchell, and stole a shirt valued at one dollar.

Lee P. Jackson, forgery; eight years' confinement in the State Penitentiary; Warren county Circuit Court, July term, 1872. Pardoned June 12, 1874, upon recommendation of Hon. Geo. F. Brown, District Judge, Hon. Luke Lea, District Attorney, Senators and members of the House from Warren county, county officials and prison officials, including Dr. T. J. Mitchell, to the ill-health of Jackson, also ex-Governor R. C. Powers.

Mann Smith, assault and battery with intent to kill; three years' confinement in the State Penitentiary; Lawrence county Circuit Court, August term, 1873. Pardoned June 26, 1874, upon recommendation of a large number of citizens of Lawrence county.

John Williams, charged with manslaughter; held to bail in the sum of one thousand dollars for his appearance at the next term of the Circuit Court, Bolivar county, June term, 1874. Pardoned June 25, 1874, upon recommendation of Sheriff Bruce, A. K. Yerger and many others, and a certificate of Drs. B. D. McGowan and W. P. Scott, that, in their opinion, the boy whom Williams was charged with killing, died from natural causes.

Wm. Jefferson, assault and battery with intent to kill; three years' confinement in the State Penitentiary; Noxubee county, March term, 1874, of the Circuit Court. Pardoned June 29, 1874, upon recommendation of Eli Joiner, the party upon

whom the assault was committed, and a large number of the citizens of the county.

George E. Edwards, murder; to be hung, which sentence was commuted to imprisonment for life; Noxubee county Circuit Court, April term, 1872. Commuted June 29, 1874, upon recommendation of a large number of citizen of all classes, residing in Noxubee county, and on account of his youth and from a personal knowledge of the case, believing his punishment had been sufficient.

Henry Hunter, bigamy; two years' imprisonment in the State Penitentiary; Coahoma county Circuit Court, October term, 1873. Pardoned July 1, 1874, upon certificate of Prison Physician, Dr. T. J. Mitchell, setting forth that he believed longer confinement would result in the death of Hunter, from scrofula.

J. T. Baker, violating the Sabbath by retailing; pay a fine of twenty dollars; Marshall county, June, 1874, Magistrate's Court. Pardoned July 3, 1874, upon recommendation of Sheriff Buchanan, and many other citizens of Marshall county, believing, from their statement of the case, that Mr. Baker should have been released without fine.

I. T. Baker, retailing liquor without license; to pay a fine of twenty-five (\$25) dollars in each of three cases, and fifty (\$50) dollars in the fourth; Marshall county Magistrate's Court, 19th day of June, term, 1874. Pardoned July 3, 1874, upon recommendation of Sheriff Buchanan, and many citizens of Marshall county.

Dave Higdon, grand larceny; imprisonment for three years in the State Penitentiary; Coahoma county Circuit Court, October term, 1873. Pardoned July 8, 1874, upon recommendation of Robert J. Alcorn, R. M. Barnes and W. A. Alcorn, who make a certified statement of the case.

Dan Dora, rape; imprisoned for life in State Penitentiary; Noxubee county Circuit Court, November term, 1872. Pardoned July 8, 1874, upon recommendation of a large number of citizens of Noxubee, who give as some of their reasons, first, their belief in the innocence of Dora; second, that the witnesses against him gave false evidence; third, his accuser was a depraved character; fourth, he has a crippled mother entirely dependent upon him for support.

Peggy Sykes, murder; imprisonment for life in the State Penitentiary; Noxubee county Circuit Court, January Term, 1874. Pardoned July 8, 1874, upon petition of over two hundred citizens, and from personal knowledge of the case and circumstances surrounding the same, I deemed it worthy of executive clemency.

Calvin Harmon, grand larceny; imprisonment in the State Penitentiary for three years; Lowndes county Circuit Court, September term, 1872. Pardoned July 14, 1874, upon recommendation of J. O. Banks, H. L. Barclay, B. A. Vaughn and two hundred other citizens; recommendation endorsed by Hon. J. A. Orr, District Judge.

Frank Walker, grand larceny; imprisonment in State Penitentiary for three years; Tippah county Circuit Court, March term, 1872. Pardoned July 18, 1874, upon recommendation of Hon. O. C. French, Chas. Jobes, C. W. Loomis, contractors, and the guards under them; recommendation endorsed by Wm. Noonan, Superintendent of State Penitentiary.

Berry Tester, grand larceny; imprisonment in the State Penitentiary for three months; Noxubee county Circuit Court, April term, 1874. Pardoned July 18, 1874, upon petition of his wife, who desired it, that there might be a doubt as to the guilt of her husband; his time would have expired July 24, 1874.

Rody Jackson, threats, three months' imprisonment in the county jail, in default of giving bond of fifty dollars and costs; Natchez, Adams county Justice's Court, ——— term, 1872. Pardoned July 22, 1874, upon recommendation of Sheriff McCary, Dr. Geo. St. C. Hussey, Wm. H. Lynch, and others, and from the fact that the prisoner is in a *delicate* condition, and will soon give birth to a child.

Emanuel Selman, attempt to commit rape; imprisonment in the State Penitentiary for twelve months; Copiah county Circuit Court, ——— term, 1872. Pardoned July 24, 1874, upon recommendation of Hon. Uriah Millsaps, Judge of the Fifth Judicial District and Sheriff Matthews. The accused and the party assaulted were both mere children, and the charge was for an attempt and no harm done to any one.

Taylor and A. C. Seals, held to answer, Montgomery county. Pardoned July 24, 1874, upon recommendation of citizens of Montgomery county. These parties were indicted in 1865, and the case has been hanging over them until this time, and from representations made to me, I am satisfied of their entire innocence of the charge made against them.

George Stuart, murder; to be hung on Friday, the 7th day of August, 1874; Washington county Circuit Court, ——— term, 1873. Commuted to imprisonment for life in the State Penitentiary, July 24, 1874, upon recommendation of Trigg & Butler, Attorneys, together with a large number of citizens of the county.

G. Smith, manslaughter; imprisonment in the State Penitentiary for three years. Lincoln county Circuit Court, ——— term, 1873. Pardoned July 25, 1874, upon recommendation of Hon. F. A. Clover and many citizens, and in view of the fact that while the accused was awaiting the decision of the Supreme Court in his case, he left the State, and upon hearing the decision of that Court, the same being against him, he returned to the State, and went into confinement.

Bayles E. Gray, selling a lottery ticket, pay a fine of one hundred dollars; Marshall county Circuit Court, March term, 1874. Pardoned June 25, 1874, upon petition of Geo. B. Myers Clerk of Circuit Court, Geo. M. Buchanan Sheriff, Hon. DeWitt Stearns, and many other citizens of Holly Springs.

Miles Barclay, retailing spirituous liquors, pay a fine of twenty-five dollars; Itawamba county Circuit Court, August term, 1874. Pardoned September 18, 1874, upon petition of a large number of citizens and recommended by District Attorney, J. A. Blair.

Newton F. Moss, indicted for murder, held to bail to answer, Union county Circuit Court, May term, 1874. Pardoned September 21, 1874, upon recommendation of Hon. C. W. Cullen, Z. M. Stevens, G. W. Wiley, Chancery Clerk, and others. Moss was indicted with J. A. Bennett for the murder of one Murray. It was in evidence that Bennett did the killing, Moss not being even armed.

Jasper Langston and Peter Wiley, indicted for unlawfully selling liquor to P. E. Langley, then intoxicated, held in bail to answer to indictment No. 157, Union county Circuit Court, November term, 1873. Pardoned September 21, 1874, upon representations of Hon. C. Cullens, which were of a nature to convince me that no crime had been committed or intended.

Jasper Langston and Peter Wiley, indicted for unlawfully selling liquor to Rus Turner and Dud Wiley, persons in the habit of getting intoxicated, indictments Nos. 155, 156, held in bail to answer, Union county Circuit Court, November term, 1873. Pardoned September 21, 1874, same as above.

Jasper Langston and Peter Wiley, indicted for unlawfully selling liquor to John Stone, Ely Walker and John Stone, indictments Nos. 152, 153 and 154, (minors) held to bail to answer, Union county Circuit Court, November term, 1873. Pardoned September 21, 1874, same as above; same parties.

Kavanaugh K. Kennedy, charged with shooting with intent to kill John Sharp; a reward of \$200 for his arrest, etc.; Lafayette, 6th day of May, 1874, in the City of Oxford. Pardoned September 21, 1874, upon recommendation of citizens of Oxford, indorsed by Hon. J. H. Pierce.

Henry Herron, bigamy, five years' imprisonment in the State Penitentiary; Noxubee county, April term, 1874, of the Circuit Court. Pardoned September 21, 1874, upon recommendation of H. W. Foote, and a large number of citizens of the county.

R. R. Chilton, indicted for selling vinous and spirituous liquors in less quantities than five gallons; indictment No. 1243, held to answer, Lafayette county Circuit Court, October term, 1873. Pardoned September 22, 1874, upon recommendation of the merchants of Oxford, indorsed by Hon. J. H. Pierce and Dr. Wm. M. Compton.

R. R. Chilton, indicted for selling vinous and spirituous liquors, etc.; held to answer, Lafayette county Circuit Court, October term, 1873, indictment No. 1244. Pardoned September 22, 1874, same as above. These indictments were found upon evidence of different parties, who presented physicians' certificates for the liquors; the physicians certify that that the same were given in good faith.

George R. Davis, grand larceny; two years' imprisonment in

the State Penitentiary; Marshall county Circuit Court, November term, 1872. Pardoned September 22, 1874, upon recommendation of Superintendent Noonan, of the State Penitentiary. Davis' time would be out to-morrow, the 23d; he desires to save his citizenship.

George Rhodes, marking a hog not his own, one year imprisonment in the State Penitentiary, Rankin county Circuit Court, July term, 1874. Pardoned Sept. 23, 1874, upon recommendation of J. L. McCaskill, Sheriff Shelton and other citizens of the county. Rhodes was convicted of marking a hog not his own; it was in evidence that the marking was done in public, and if the hog was not his, it was a mistake.

Scott Walden, assault and battery with intent to kill, three years' confinement in the State Penitentiary, Lincoln county Circuit Court, March term, 1874. Pardoned Sep. 24, 1874, upon petition of over four hundred (400) citizens, including the party assaulted.

George Anernean, assault and battery upon his wife, imprisonment in the county jail for forty-five days (45) and pay a fine of one hundred dollars. Holly Springs, Marshall county, Justice's Court, 25th day of the August term, 1874. Pardoned Sep. 24, 1874, upon petition of Hon. A. Davis, Circuit Judge, George M. Buchanan, Sheriff, N. G. Gill, Representative, Mrs. Anernean, Dr. Wm. Compton, and others.

Jacob Bardon, unlawful retailing liquors, pay a fine of thirty dollars and cost, indictment No. 140, Union county Circuit Court, November term, 1873. Pardoned Sep. 28, 1874, upon recommendation of Hon. C. Cullens, Hon. Z. M. Stephens and a large number of citizens of Union county.

Jacob Bardon, indictment on two charges, unlawful retailing and selling liquors, held to answer on two indictments, Nos. 138 and 139, Union county Circuit Court, May term, 1873. Pardoned Sep. 28, 1874; same as above.

Lewis Little, burglary, three years' confinement in the State Penitentiary, Noxubee county Circuit Court, May term, 1872. Pardoned Sep. 29, 1874, upon recommendation of Jobes, Loomis & Co., Contractors, Dr. J. H. Alston, Sergeant P. W. Kingsley, Eckles, Emerson, and J. C. Davis, foreman on works and the guards. This convict had been employed for a long time upon the railroad in course of construction by the above parties; had been faithful; did not require to be guarded, and in every way showed that if set at liberty he would make a good citizen.

Barbray Johnson, assault and battery; two months' imprisonment in the county jail; Lincoln county Circuit Court, August term, 1874; pardoned Sep. 29, 1874, upon recommendation of District Attorney, J. B. Deason, who says that it is in view of the fact that she has several small children who need her attention, and that her punishment has been sufficient.

Ruben Burge, burglary; confinement in the State Penitentiary; Scott county Circuit Court, March term, 1874; pardoned

Sep. 29, 1874, upon recommendation of T. B. Graham, Esq., and a large number of citizens. Mr. Graham says he is acquainted with all the facts in the case, and is fully satisfied that it was a clear case of mistaken identity.

Peter Wisso and Racco Wisso, indicted in five several cases, selling vinous and spilituous liquors to minors, held to answer indictments Nos. 2283, 2284, 2285, 2286, 2287 and 2288, Noxubee county Circuit Court, April term, 1874; pardoned Sept. 29, 1874, upon recommendation of Sheriff W. M. Conner, E. A. J. McHenry, E. Dismukes and many other citizens of the county.

Levi Vanderson, attempt to commit rape; five years' confinement in the State Penitentiary; Adams county Circuit Court, August term, 1874; pardoned Sept. 29, 1874, upon recommendation of contractors, foremen and guards of the works on which Vanderson had for a long time been employed, where he was faithful, did not require to be guarded, etc.

George Moore, larceny; seven years' confinement in the State Penitentiary; Marshall county Circuit Court, March Term, 1871; pardoned September 29, 1874. Same as above.

Elias Harris, grand larceny; five years' confinement in the State Penitentiary; Lowndes county Circuit Court, March term, 1872. Pardoned Sept 29, 1874. Same as above.

S. Richardson, manslaughter; fifteen years' confinement in the State Penitentiary; Issaquena county Circuit Court, July term, 1874. Pardoned Sept. 29, 1874. Same as above.

Lewis Nash, assault and attempt to commit rape; fifteen years' confinement in the State Penitentiary; Neshoba county Circuit Court, September term, 1868. Pardoned September 29, 1874. Same as above.

H. Walker, grand larceny; three years' confinement in the State Penitentiary; Yazoo county Circuit Court, February term, 1872. Pardoned September 29, 1874. Same as above.

Willis Johnson, poisoning; ten years confinement in the State Penitentiary; Leflore county Circuit Court, May term, 1871. Pardoned September 29, 1874. Same as above.

John Duncan, assault and battery with intent to kill; ten years' confinement in the State Penitentiary; Lowndes county Circuit Court, March term, 1872. Same as above.

Don Smith, manslaughter; five years' confinement in the State Penitentiary; Wilkinson county Circuit Court, April term, 1871. Parnoned September 29, 1874. Same as above.

George Washington, burglary; seven years' confinement in the State Penitentiary; Carroll county Circuit Court, October term, 1868. Pardoned September 29, 1874. Same as above.

S. C. Shaw, indicted for gaming; held to answer, Choctaw county, March term, 1873, Circuit Court. Pardoned September 29, 1874, upon recommendation of N. B. Bridges.

Chas. Jackson, assault and battery with intent to kill; three years' confinement in the State Penitentiary; Warren county, November term, 1873, Circuit Court. Pardoned Sept. 30, 1874, upon recommendation of Hon. I. D. Shadd, T. W. Cardozo, M.

L. Holland, Peter Crosby, Sheriff of Warren county, and others. Since the confinement of Jackson in the Penitentiary, he has rendered the State valuable service in preventing the escape of eight (8) life-time convicts without solicitation or compulsion.

Jerry Reed, manslaughter; five years' confinement in the State Penitentiary; Circuit Court Hinds county, January term, 1870. Pardoned Sept. 29, 1874, upon recommendation of contractors, foremen and guard on the works where he had been for a long time employed.

Frank F. Lott, murder; imprisonment for life in the State Penitentiary; Yazoo county Circuit Court, January term, 1867. Pardoned Sept. 29, 1874. Same as above.

Robert Gleed, indictment for assault and battery with intent to kill; held to answer, Lowndes county Circuit Court, November term, 1874. Pardoned November 27, 1874, upon recommendation of District Attorney Whitfield and others.

R. Gleed, perjury, held to answer; Lowndes county Circuit Court, November term, 1874. Pardoned November 27, 1874, upon recommendation of District Attorney Whitfield.

R. J. Mosely, indicted for intoxication in office, viz.: Sheriff of Lauderdale county; held to answer on the several indictments, Nos. 836, 859 and 877, on the 21st, 25th and 27th days of November, 1874; Lauderdale county Circuit Court, November term, 1874. Pardoned November 28, 1874, upon representations made to me I am convinced that this is a malicious prosecution, and for this reason grant the pardon.

ADELBERT AMES,  
Governor.

#### SENATE BILLS.

S. B. No. 403, an Act to repeal an Act entitled an Act to prohibit the sale of intoxicating liquors within five miles of the town of Kosciusko;

Was taken up, and read three several times under the rules, and passed; title standing as stated.

S. B. No. 393, an Act in relation to the publication of the Journals of the Legislature;

Was taken up, and read twice under the rules.

Mr. Clover moved to refer the bill to the Committee on Printing.

Mr. Jones moved to table the motion to commit.

The motion prevailed by the following vote:

YEAS—Messrs. Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Cook, Devall, Denson, Eckford, Edwards, Fitzhugh, Ford, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, McCain, Monroe, Matthews, Martin, McNeese, Patterson, Peal,

Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Smothers, Stubbs, Tate, Tison, Williams, Washington, Walker of Alcorn and Walker of Monroe—59.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Crecelius, Davis, Feemster, Nathan, Richards of Yazoo, Smith of Claiborne, Sullivan, Truehart, Thompson of Lowndes, Willborn, Weatherly, White and Wynn—21.

Absent and not voting:

Messrs. Champlin, Chamberlin, Christmas, Cowart, Chandler, Campbell, Chavis, Foxworth, French, Gill, Gilmer, Horton of Pontotoc, Howard, Huggins, Lynch, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Peyton, Rogers of Marshall, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Sykes, Simmons, Thompson of Montgomery, Thompson of Greene and Mr. Speaker.

Mr. Clover moved to amend the bill by striking out four hundred copies, and inserting in lieu thereof, five hundred copies.

Mr. Jones moved to table the amendment;

Which motion prevailed.

Mr. Ford moved to suspend the rules to put the bill upon its passage;

Which motion prevailed, and the bill was read the third time.

Mr. Clover moved to lay the bill upon the table;

Which motion did not prevail, and the bill passed, and the title of the bill adopted as read.

Further action on the bill was precluded by the usual motion to reconsider and table.

The Senate amendment to H. B. No. 642, an Act making appropriations for the Judiciary and Legislature, was taken up.

Mr. Denson moved that the bill be referred to a special committee, to make inquiry in regard to the engrossment of the Senate amendments;

The motion prevailed.

The Chair appointed as the committee, Messrs. Denson, Clover and Christmas.

S. J. Res. No. 36, in relation to an amendment to the Constitution of the State of Mississippi, for the purposes of reducing the number of Chancellors, was taken up.

Mr. Ford moved to amend the resolution by striking out "twice" where it occurs, and insert "three" times.

The amendment was laid upon the table;

And the resolution passed the first reading by the following vote:

YEAS.—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, De-

vall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Handy, Hicks, Howard, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, McCain, Monroe, Matthews, Martin, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—83.

NAYS.—None.

Absent and not voting :

Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Champlin, Cessor, Clemens, Campbell, Davis, Foxworth, French, Horton of Pontotoc, Harrison, Huggins, Leggett, Lynch, Landers, McFarland, Mackey, Morgan, Mosely, McNeese, Palmer, Randolph, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene.

Mr. Lynch was present, but declined to vote.

Mr. Green, of Grenada, at 1½ o'clock P. M., moved that the House adjourn;

The motion did not prevail.

H. B. No. 397, an Act to repeal all laws exempting members of fire companies in the town of Brookhaven from street tax;

Which was taken up, and read three times under the rules, and passed; title standing as read.

Mr. Applewhite moved that the question on the passage of the bill be reconsidered, and to table the bill to reconsider.

The motion to table prevailed.

S. C. R. No. 20, in relation to the action of Lieutenant-General Philip Sheridan at New Orleans, La., was taken up.

Mr. Gill moved that the House concur in the resolution.

Mr. Street, at twenty minutes past one o'clock, moved that the House adjourn.

The motion was not agreed to.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Clover, Cook, Chamberlin, Crecelius, Devall, Denson, Eckford, Feemster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Tison, Walker of Alcorn and Wynn—33.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Warren, Caradine, Christmas, Cotten, Chiles, Chavis, Davis, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith

of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—47.

Absent and not voting:

Messrs. Avery, Byrd of Pearl, Boyd of Yazoo, Bufkin, Champlin, Cessor, Cowart, Chandler, Clemens, Campbell, Edwards, Ford, Foxworth, French, Horton of Pontotoc, Huggins, Leggett, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Shattuck, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Thompson of Montgomery Thompson of Lowndes, Thompson of Greene and Mr. Speaker.

Mr. Street moved that the resolution be laid upon the table. The motion did not prevail.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Chandler, Crecelius, Devall, Denson, Eckford, Feenster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Tison, Walker of Alcorn and Wynn—34.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Warren, Caradine, Cessor, Chamberlin, Christmas, Cotten, Chiles, Chavis, Davis, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—50.

Absent and not voting:

Messrs. Avery, Boyd of Yazoo, Bufkin, Clover, Champlin, Cowart, Clemens, Campbell, Edwards, Ford, Foxworth, French, Horton of Pontotoc, Hasie, Huggins, Leggett, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Peyton, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Thompson of Montgomery and Thompson of Greene.

Mr. Clover was present and declined to vote.

Mr. Clover having refused to vote on the last pending question, Mr. Street moved that Mr. Clover be required to vote.

The motion prevailed.

The previous question was ordered, and the Senate resolution was concurred in by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cessor, Chamberlin, Christmas, Cotten, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne,

Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Cowart, Chandler, Crece-lius, Devall, Denson, Eckford, Feemster, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Tison, Walker of Alcorn and Wynn—33.

Absent and not voting :

Messrs. Avery, Byrd of Pearl, Clover, Champlin, Campbell, Clemens, Ford, Foxworth, French, Garrett, Horton of Pontotoc, Hasie, Huggins, Kendrick, Leggett, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Thompson of Montgomery and Thompson of Greene.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills, have examined and found correctly engrossed, the following entitled bills, to-wit :

H. B. No. 638, an Act supplemental to an Act to divide Yalobusha county into two Circuit and two Chancery Court Districts.

H. B. No. 670, an Act for the relief of the Superintendent of Education of the county of Choctaw.

H. B. No. 692, an Act entitled an Act in relation to the time of holding the Circuit Court in the county of Montgomery.

H. B. No. 708, an Act in relation to certain books in the office of Secretary of State.

S. B. No. 298, an Act in reference to pleading, practice, and proceeding in Chancery Courts.

S. B. No. 243, a bill to be entitled an Act to regulate the service of suits against owners of steamboats and other water-crafts.

Respectfully,

W. H. JONES,

*Chairman.*

The report was received and spread upon the Journal.

Mr. Byrd, of Franklin, at 5 minutes to 2 o'clock, moved that the House adjourn.

The motion was not agreed to.

Mr. Truehart moved to reconsider the question of concurrence in S. C. Res. No. 20, and to table the motion to reconsider.

The motion to table prevailed by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cessor, Chamberlin, Chris-

mas, Cotten, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—51.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Cowart, Crecelius, Devall, Denson, Eckford, Feemster, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Tison, Walker of Alcorn and Wynn—32.

Absent and not voting :

Messrs. Avery, Clover, Champlin, Chandler, Clemens, Campbell, Ford, Foxworth, French, Garrett, Horton of Pontotoc, Hicks, Hasie, Huggins, Leggett, Landers, McFarland, Mackey, Morgan, Mosely, Palmer, Shattuck, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Tate, Thompson of Montgomery and Thompson of Greene.

Mr. Truehart gave notice that he would, on to morrow, propose an amendment to rule 65 of the rules of the House.

The Speaker appointed Messrs. Street, Chandler and Rogers of Marshall as the committee on the part of the House created by H. J. Res. No. 24.

Mr. Walker, of Monroe, at 3:25 o'clock, moved to adjourn.

The motion prevailed.

H. W. WARREN,

*Clerk of the House of Representatives.*

WEDNESDAY, January 13, 1875.

House met pursuant to adjournment.

Prayer by the Rev. Mr. Thompson, of Greene.

Roll call :

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, McCain, Mackey, Monroe, Matthews,

Martin, McNeese, Nathan, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—98.

ABSENT—Messrs. Campbell, Crecelius, French, Garrett, Horton of Pontotoc, Huggins, Landers, McFarland, Morgan, Moseley, Patterson, Palmer, Randolph, Smith of Tunica, Stockstill.—16.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Morgan, of Washington county.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. B. No. 424, an Act to amend an Act entitled an Act to incorporate the Mississippi San Rafael Silver Mining Company, approved January 18, 1871.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I hereby transmit a correct copy of Senate amendment to H. B. No. 642, an Act making appropriations for the Judiciary and the Legislature.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Joint Committee of the two Houses recommend that the following shall be the only employes retained, and that they be paid the annexed prices:

#### FOR THE HOUSE OF REPRESENTATIVES.

One Chief Clerk and five Assistants .....	\$32 00
One Reading Clerk .....	5 00
One Sergeant-at-Arms .....	5 00
One Door-keeper .....	3 00
One Messenger .....	1 50
Two Porters (\$2 each) .....	4 00
Four Pages (\$1 each) .....	4 00
One Privy Tender .....	2 00
One Postmaster for both houses .....	3 00

## FOR THE SENATE.

One Secretary and three Assistants . . . . .	\$22 00
One Reading Clerk . . . . .	5 00
One Sergeant-at-Arms . . . . .	5 00
One Door-keeper . . . . .	3 00
One Porter . . . . .	2 00
Two Pages (\$1 each) . . . . .	2 00
One Privy Tender . . . . .	2 00

We also recommend that the Clerk of the House and Secretary of the Senate be required to make out the pay certificate for members of their respective houses.

Respectfully,

A. WARNER,

*Chairman on the part of the House.*

H. M. STREET,

*Chairman on part of the Senate.*

The report was received.

Mr. Handy moved that the report be laid on the table.

The motion prevailed.

Mr. Shorter moved to reconsider the question of tabling the report of the committee.

Mr. Kendrick moved to table the motion to reconsider.

The motion did not prevail.

The following was the vote:

YEAS—Messrs. Brunt, Boyd of Yazoo, Caradine, Handy, Hicks, Johnson of DeSoto, Kendrick, Patterson, Randolph, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn and White—15.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Bufkin, Clover, Cook, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Monroe, Martin, McNeese, Peal, Peyton, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Washington, Walker of Alcorn, Walker of Monroe and Wynn—70.

And the question of tabling the report of the committee was reconsidered, and the pending question being the motion to table the report of the committee, the motion did not prevail.

Mr. Sullivan moved that the report of the committee be referred to a special committee of five.

Mr. Clover moved to amend by adding that said committee be instructed to report what clerical force is necessary.

Mr. Street moved to lay upon the table the motion and amendment.

Which motion prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Cowart, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gilmer, Greer, Graham, Horton of Calhoun, Harris, Johnson of Itawamba, Leggett, Mackey, Martin, Reese, Rogers of Yazoo, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—38.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Ford, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Kendrick, Lynch, McCain, Monroe, Matthews, Nathan, Patterson, Peal, Peyton, Randolph, Richards of Lowndes, Shattuck, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr Speaker—56.

Mr. Ford explained his vote as follows:

I vote no, because the report of the Joint Committee carries the matter of reducing the number and pay of officers and employes to an unreasonable extent.

The report was referred to a special committee of seven.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. B. No. 425, an Act explanatory to, and amendatory of section 3, of an Act entitled an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for Bolivar, Washington and Issaquena counties, and for other purposes, approved November 27, 1865, approved April 4, 1872.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, MISS., Jan. 13, 1875. }

MR. SPEAKER—It becomes my duty to announce that a joint resolution suspending certain annual appropriations, has become a law, by the operation of article 4, section 24, of the Constitution.

Respectfully,

JAMES HILL,  
*Secretary of State.*

Mr. Cessor, by general consent, introduced H. C. Res. No. 23, in relation to Alcorn University.

Mr. Ford moved to adopt the resolution.

Mr. Tison offered the following amendment: Amend by adding the following resolution:

*Resolved*, That the President of the United States be called upon to send troops immediately to Alcorn University to suppress the rebellion.

The Speaker ruled the amendment out of order.

Mr. Tison appealed from the decision of the Chair.

Mr. Lynch moved to lay the appeal upon the table.

The motion prevailed;

And the resolution was adopted under the operation of the previous question.

Mr. Cessor moved that the question of the adoption of the resolution be reconsidered, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Street, by unanimous consent, introduced H. B. No. 711, an Act to reduce the compensation of Superintendent of Public Education of Prentiss county;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Leggett introduced H. B. No. 712, an Act to change the time for sale of lands delinquent for taxes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Peyton introduced H. B. No. 713, an Act for the relief Thos. M. Griffin, of Hinds county;

Which was read three several times under the rules, and being considered engrossed, passed; title standing as read.

Mr. Peyton moved to reconsider the question of the passage of the bill, and to table the motion to reconsider.

The motion to table prevailed.

Mr. Lynch introduced H. B. No. 714, an Act for the relief of Emily Baley;

Which was read twice, under the rules, and referred to the Committee on Claims.

Mr. Walker, of Alcorn, introduced H. B. No. 715, an Act making Auditor's warrants receivable for State dues, on and after a certain date;

Which was read twice, under the rules, and referred to the Committee on Ways and Means.

Mr. Fitzhugh introduced H. B. No. 716, an Act to authorize the Governor to appoint an additional Constable for the county of Wilkinson;

Which was read twice under the rules, and rejected.

Mr. Chavis introduced H. B. No. 719, an Act to amend section 2376, of the Revised Code of 1871;

Which was read twice, under the rules, and referred to the Judiciary Committee.

Mr. Hasie introduced H. B. No. 718, an Act to enforce the educational rights of children;

Which was read twice under the rules.

Mr. Street offered the following amendment to the bill:

*Provided*, That there shall be a school for colored, and a separate one for white children, and nothing contained in this Act shall be so construed as to force the attendance of both races into the same school.

The bill and amendment were referred to the Committee on Education.

The Speaker appointed as the committee to whom was referred the report of the Joint Committee on number and pay of employes of the Legislature: Messrs. Sullivan, Spelman, Smith, of Jasper, Randolph and Walker, of Monroe.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Special Committee, to whom was referred Senate amendment to H. B. No. 642, to make inquiry into the engrossment of said amendments, beg leave to report the same to have been a clerical error, and that it is now returned to this House properly corrected.

Respectfully,

J. N. DENSON,  
*Chairman.*

The report of the committee was received and the committee discharged.

#### SENATE MESSAGES.

S. B. No. 425, an Act explanatory to and amendatory of section 3, of an Act entitled an Act to amend an Act entitled an Act to incorporate the Board of Levee Commissioners for Bolivar, Washington and Issaquena counties, approved November 27, 1865, approved April 4, 1872;

Was taken up, read twice under the rules, and referred to the Committee on Public Works.

H. B. No. 642, an Act making appropriation for the Judiciary and Legislature, with Senate amendment;

Was taken up, and referred to the Committee on Appropriations.

S. B. No. 424, an Act to amend an Act entitled an Act to incorporate the Mississippi San Rafael Silver Mining Company, approved January 18, 1871;

Was taken up, read twice under the rules, and referred to the Committee on Corporations.

Mr. Harris moved to reconsider the question of referring S. B. No. 425, to the Committee on Ways and Means.

Mr. Cessor moved to table the motion to reconsider;

Which motion did not prevail.

And the motion to reconsider was agreed to.

Mr. Truehart moved to lay upon the table, the motion to refer to the Committee on Ways and Means;

The motion prevailed.

Mr. Harris moved that the bill be referred to a special committee of five from the Levee District.

The motion prevailed.

Mr. Eckford, by unanimous consent, introduced H. B. No. 719, an Act to change the rules of evidence in certain cases;

Which was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 376, an Act to reduce the compensation of members of the Legislature, was taken up, and read twice under the rules.

Mr. Lynch moved to amend the bill by striking out \$400 and inserting \$1000.

Mr. Street moved to amend the amendment by striking out \$1000 and inserting \$250.

The amendment to the amendment was accepted by Mr. Lynch.

Mr. Walker, of Monroe, moved to lay the amendment upon the table.

The motion prevailed.

Mr. Avery moved that the rules be suspended, and the bill considered engrossed, and placed on its passage.

The motion was not agreed to.

Mr. Truehart moved to refer the bill to the Committee on Retrenchment and Reform.

Mr. Avery moved to refer the bill to the Committee on Salaries and Fees.

The motion did not prevail.

Mr. Truehart moved that the bill be indefinitely postponed.

Mr. Avery moved to table the motion to indefinitely postpone;

Which prevailed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Clover, Cook, Chamberlin, Cowart, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Greer Graham, Horton of Calhoun, Hasie, Johnson of Itawamba, Leggett, Martin, Peal, Peyton, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Tate, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—47.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Fitzhugh, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McFarland, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—42.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State, was taken up and read twice under the rules.

Mr. Truehart moved that the bill (150 copies) be printed, and that it be made the special order for Friday, at 12 o'clock.

Mr. Denson moved to amend the motion by striking out that portion which relates to printing.

The motion did not prevail;

And the motion of Mr. Truehart was agreed to.

The Speaker announced as the Committee on S. B. No. 25, Messrs. Harris, Sullivan, Jones, Simmons and Gayles.

Mr. Street, at 1:40 o'clock, moved to adjourn.

The motion was agreed to.

H. W. WARREN,

*Clerk of the House of Representatives.*

THURSDAY, January 14, 1875.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Clemens, of Clarke county.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Leggett, Lynch, McFarland, McCain, Mackey, Monfoe, Matthews, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes,

Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, and Mr. Speaker—102.

ABSENT—Messrs. Campbell, French, Garrett, Horton of Pontotoc, Huggins, Jones, Landers, Morgan, Mosely, Stevens, Smith of Tunica, Thompson of Montgomery and Wynn—12.

The Journal of yesterday was read and approved.

Mr. Hasie, for Sergeant-at-Arms, reported the following list of porters and pages appointed by him:

Porters—B. W. Jackson, Owen Murphy, Sam Hall, Walter Burdon. Closet-Keeper—Frank Taylor. Pages—Harris Devine, B. Crabb, T. McAllister, colored, Joseph Hunt, colored.

Leave of absence was granted to Mr. Garrett, from day to day.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. C. R. No. 21, requesting that a committee be appointed to investigate into the purchase and sale of 4,100 copies of the School Register.

H. B. No. 628, an Act for the relief of the tax-payers of Holmes county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER—The Committee on Judiciary, to whom was referred the following House Bills, viz.:

No. 444, in regard to the Board of Supervisors of Holmes county.

No. 464, an Act to punish neglect of children by parents.

No. 80, in regard to the appointment of additional Justices of the Peace and Constables in Hinds county.

No. 302, an Act to authorize the Board of Supervisors of Itawamba county, to compromise certain claims due said county.

No. 322, an Act to authorize the New York Underwriters to do business in this State.

No. 576, an Act to amend the Lien Laws of this State.

No. 133, an Act for the protection of parents and guardians.

No. 348, an Act to amend the Road Laws in relation to causeway and timber.

No. 458, an Act to require registration of deeds by Chancery Clerks.

No. 433, an Act to amend section 2486, Revised Code of 1871, in regard to adultery.

No. 491, an Act for the relief of William H. Adams, a minor.

No. 437, an Act to authorize Tax Collectors to receive certificates of witnesses on behalf of the State for taxes ;

Have had the same under consideration, and instructed me to report same back, with recommendation that they do not pass.

Respectfully

W. C. FORD,  
*Chairman.*

H. B. No. 444, was taken up.

Mr. Truehart moved to indefinitely postpone the bill;

Which was carried.

The remaining bills reported as above were ordered placed upon the Calendar.

#### REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 309, an Act to amend section 2833 of the Revised Code of 1871, have had the same under consideration, and instructed me to report the bill back and recommend that it do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

Report received, bill read the third time, and passed ; title standing as stated.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred S. B. No. 212, an Act to reduce the bonds of County Administrators in the counties of Greene, Perry and Pike, have had the same under consideration, and instructed me to report the same back, and recommend it do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received, and the bill read the third time and passed ; title standing as stated.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 525, an Act to provide for the indexing of the record of Deeds in Franklin county, have had the same under consideration, and instructed me to report the same back, and recommend it do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received, the bill considered engrossed, read the third time and passed ; title standing as read.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 636, an Act amendatory to an Act to revise the charter of the City of Vicksburg. House had same under

consideration, and instructed me to report the same back, and recommend it do pass.

Respectfully,

W. C. FORD.

*Chairman.*

The report was received, the bill considered engrossed, read the third time and passed; title standing as stated.

The Speaker appointed as the committee to investigate Alcorn University: Messrs. Randolph, Edwards and Applewhite.

#### REPORT OF THE COMMITTEE ON PUBLIC EDUCATION.

MR. SPEAKER—Your Committee on Public Education to whom was referred H. B. No. 477, an Act in relation to school lands heretofore forfeited to the State for non payment of taxes, have had said bill under consideration, and instructed me to report the same back to the House, with the recommendation that it do pass.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, the bill considered engrossed, read the third time and passed; title standing as read.

MR. SPEAKER—Your Committee on Public Education, to whom was referred S. B. No. 43, an Act to authorize the Board of Supervisors of certain counties to invest the township school fund, have had said bill under consideration, and instructed me to report the same back to the House, with the recommendation that it do pass with the following amendments: Amend by adding after the county of Grenada, the county of Tallahatchie; amend by adding after the word "named," on the 10th line, "provided that in no case shall more than the market price be paid for said bonds."

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, the amendment recommended by the Committee adopted, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 596, an Act to authorize and require the sale of certain school lands in the town of Brandon, Miss., have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do not pass, no legislation being necessary.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 519, an Act for the relief of

Geo. Barrows, of Copiah county, have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, the bill recommitted to the Committee on Public Education.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 371, an Act for the relief of R. J. Mosely, Sheriff of Lauderdale county, have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do not pass.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, and the bill was indefinitely postponed.

MR. SPEAKER—The committee to suggest changes in the mode of keeping the Journal and making reports, recommend that the Clerk be authorized and required to condense the entries on the minutes as far as possible, so as not to interfere with a correct record of the proceedings, and that committees in reporting, be required to include all bills ready to be reported at the time in one report, and in as few words as possible.

Respectfully,

H. M. STREET,

*Chairman.*

The report was received and agreed to.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 687, an Act to authorize the Board of Supervisors to provide suitable rooms and furniture for the County Superintendents of Education, have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do not pass.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, and the bill was indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 393, an Act in relation to the public schools, have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do pass, no legislation being necessary.

Respectfully,

GEO. E. HASIE,

*Chairman.*

The report was received, and the bill was indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 409, an Act to amend chapter 1, laws of 1873, being an Act to amend the laws of the State in relation to public education, have had the same under consideration and instructed me to report said bill back to the House, with the recommendation that it do not pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 549, an Act providing text books for the indigent pupils attending public schools, have had said bill under consideration, and instructed me to report the same back to the House, with the recommendation that it do not pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received, and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 490, an Act to amend the school laws of this State so as to create special School Districts in towns divided by county lines, and for other purposes, have had said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received and the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Public Education, to whom was referred H. B. No. 385, an Act to establish the Lincoln Female Academy, and for other purposes, have had the said bill under consideration, and instructed me to report the same back to the House with the recommendation that it do not pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received;

And the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Ways and Means have had under consideration H. B. No. 632, an Act to repeal an Act to amend section 2439, of the Revised Code of 1871, and instructed me to report the same back to the House, with the recommendation that it do pass.

Respectfully,

M. B. SULLIVAN,  
*Chairman.*

The report was received; the bill considered engrossed, read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Akers, Applewhite, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Foxworth, Gilmer, Green, Graham, Horton of Calhoun, Hicks, Howard, Kendrick, Lynch, McFarland, McCain, Mackey, Monroe, Matthews, McNessee, Nathan, Palmer, Patterson, Peal, Peyton, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Tison, Williams, Weatherly, White, Washington and Walker of Monroe—65.

NAYS—Messrs. Atkins, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clemens, Eckford, Feemster, Ford, Gill, Gayles, Greer, Handy, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Martin, Packwood, Rogers of Marshall, Richards of Yazoo, Smith of Jasper, Stockstill, Thompson of Montgomery, Thompson of Greene, Walker of Alcorn and Mr. Speaker—29.

Mr. Eckford explained his vote, as follows:

MR. SPEAKER—While doubting the wisdom of my vote at last session, to enact this law, I yet vote against its repeal, believing that its propriety or impropriety has not yet been sufficiently tried.

Mr. Cook explained his vote by saying:

I vote aye because laws prohibiting the sale of intoxicating liquors have been productive of more evil than good.

Mr. Gayles moved to reconsider the passage of the bill.

Which was tabled.

Mr. Tison moved to reconsider the question of the indefinite postponement of H. B. No. 490.

Which was carried, and the bill was recommitted to the Committee on Education.

MR. SPEAKER—Your Committee on Ways and Means to whom was referred S. B. No. 185, an Act to amend section 1673 of the Revised Code of 1871, have had the same under consideration, and have instructed me to report it back to the House with the recommendation that it do pass.

Respectfully,

M. B. SULLIVAN,

*Chairman.*

Report received;

And on motion of Mr. Street, the bill was recommitted to Committee on Ways and Means.

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred H. B. No. 648, an Act to repeal an Act to establish the legal rate of interest, have had the same under consideration, and have instructed me to report the same back

to the House with the recommendation that it do pass, with the following amendment:

Respectfully

M. B. SULLIVAN,  
*Chairman.*

Amend by striking out 2d section.

The amendment was adopted.

Mr. Street offered the following amendment:

Add at end of section 1, and the law shall remain as it existed prior to the passage of the act hereby repealed.

The amendment was adopted.

Mr. Eckford moved to amend by adding the following proviso:

*Provided*, That this Act shall not effect any contract heretofore entered into.

The bill and amendments were referred to Judiciary Committee.

#### REPORT OF COMMITTEE ON RAILROADS.

MR. SPEAKER—The Committee on Railroads, to whom was referred S. J. Res. No 27, in relation to the Texas Pacific Railroad, have had the same under consideration and have instructed me to report the same back to the House with the recommendation that it do pass.

Respectfully,

J. M. STONE,  
*Chairman.*

The report was received.

The resolution was read the first time.

Mr. Ford Moved that the rules be suspended to read the bill the second time.

Which was lost.

And the resolution lies over under the rules.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 434, to amend an Act to remove officers for drunkenness, etc., making such cases preference cases in the Supreme Court.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### INTRODUCTION OF BILLS.

S. B. No. 431, an Act to amend an Act to remove officers for

drunkenness, etc., making such cases preference cases in the Supreme Court, was read twice.

Mr. Eckford offered the following amendment:

Amend by adding, "that drunkenness, under the Act, to which this is amendatory, and under this Act, shall be the same as that provided by the laws of divorce and alimony in this State.

Which was tabled;

And the bill, under a suspension of the rules, was read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Speaker laid the following communication before the House:

Which was read and referred to the Committee on Penitentiary.

#### REPORT OF THE BOARD OF TRUSTEES OF THE PENITENTIARY.

*To the Honorable Legislature of the State of Mississippi:*

GENTLEMEN—The Board of Inspectors of the State Penitentiary hereby submit a report of the business conducted under their supervision during the past year, and provided for in an Act to enlarge and improve the grounds and Penitentiary Buildings, and for other purposes, approved April 6, 1874. With a view to the suitable employment, within the walls of the prison, of as many convicts as can be provided with cells, the Board, with the approval of His Excellency, the Governor, concluded that the first improvement necessary was the enlargement of the shoe-shop. To do that, it became necessary to rebuild a portion of the building at the main entrance, and in order to commence work on that promptly, the Board directed the purchase of a quantity of brick sufficient to complete that building. Those purchased were secured at very reasonable rates, and the first building was completed early in the summer, at a comparatively small cost, much of the work being done by convict labor. The upper floor is devoted entirely to the shoe department, and is large and comfortable, with room to work at least seventy-five hands, while the lower floor is occupied by the offices, store-room and kitchen.

In accordance with the recommendation of His Excellency, the Governor, it was determined to proceed as rapidly as possible with the erection of a cotton mill on the site of the old one, but larger than that was, and capable of containing more machinery. Agreeable to that idea, and while the work was progressing on the front building, the plans for the mill were being made and perfected, lumber and building material collected, and a force of convicts employed in making and burning brick. With a good season, and by diligent prosecution of the work, there has been made and burned over one million of good

brick, and at a cost much below the market price. The lumber used in the construction of the mill, some 280,000 feet, was bought from the lowest of several bidders, and on terms very beneficial to the State.

The mill, now nearly completed, is capable of accommodating 8,000 spindles, as a cotton factory, or what is the same thing, of running two hundred looms and the necessary preparatory machinery on a heavy class of goods as required for convict wear and in constant demand in this market, various repairs have been made on the prison and shops, made necessary for the preservation of the buildings and the safety and comfort of the convicts. With the exception of the roofing, which is of tin, nearly all of the work has been performed by the prisoners, headed by three journeymen bricklayers and two carpenters. With only a slight attempt at show, scarcely more than was necessary to secure harmony in outward appearances, the work has all been done in a most substantial manner and with the best of material. The Architect employed by the Board, Col. J. Willis, has had the immediate supervision of the work as it progressed, and particular attention has been paid to see that the work was all well done. The plans, specifications and estimates were all made by that gentleman, and the Board are well satisfied with the manner in which he has performed his labors. The convicts have generally worked cheerfully and with good results, many of them taking great interest and learning to handle tools to good advantage.

Early in the season, the Board contracted for a quantity of standing wood, consisting of about 300 acres and situated within two miles of the prison, to be paid for only as cut and hauled, and a force of convicts have been employed at chopping. Upward of 500 cords have been cut and hauled to the brick yard, nearly all of which is on hand, and seasoning for the coming summer's work. There remains on hand a large number of brick, of first class quality, ready for use whenever we are ready to begin work this season; and with plenty of wood and sand, and a good brick-yard, more can be made as soon as the season will permit.

With plenty of yard room, for present purposes, it was deemed unadvisable to attempt an extension of the walls, until this year, when it is hoped that with the necessary appropriation, we may be enabled to extend the walls, build a hospital, and do much toward the erection of a new prison building. The hospital now in use, a portion of the main prison, is small, poorly ventilated, and in no way adapted to that purpose. Some other provision for the sick is absolutely needed.

From experience of the past year, we feel confident that a new prison, large enough to contain 350 convicts, can be erected with prison labor, with only a small amount of skilled assistance, for a very moderate sum of money. The plans are now being made for a building large enough to contain that number of cells, to be built of brick, which it is estimated can be

erected in two years, and not cost more than \$150,000. With an appropriation of \$75,000 for the present year for building purposes, it is believed that such a building can be half completed by next winter, besides making the necessary wall extension. This will be necessary for the safe keeping and comfort of the prisoners. Besides that; employment must be furnished them within the walls, in order that they may be helping to maintain themselves. The Cotton Mill is erected, but no machinery is in it; a good steam engine is there, but no boilers that can be used. If filled with machinery and in running order, a force of at least one hundred and fifty convicts can be employed in it; which, with the sixty additional shoemakers that can now be employed, would make over two hundred convicts for whom employment has been provided within the walls above the number that have previously been employed within the same limits. In other words, as soon as the Cotton Mill can be started, employment can be furnished for all the convicts now under sentence, within the walls.

To purchase the necessary cotton machinery, to properly stock the mill and put it in complete running order, including necessary boiler power, will cost upward of \$120,000 in currency. With an appropriation, this session, sufficient to cover that amount of money, the mill can be in full operation by the end of next fall, making cloth for the use of the convicts, and at a much less cost than for what it can now be obtained. That a mill of that kind will be a source of reveaue to the State is beyond a doubt. Should the Legislature deem it advisable to make the appropriation necessary for the completion of this work, the same rigid system of economy which has been practiced during the past year will be adhered to in the future.

For detailed account of the expenditures, receipts and amount of material on hand, in connection with and belonging to the "Building Fund," we beg to refer to the annual report of the Superintendent, Col. Wm. Noonan, already before the Legislature. All the transactions having been made by and with the approval of the Governor and Board of Inspectors, in accordance with the law. We invite the members of the Legislature to visit the Penitentiary and see for themselves what has been accomplished and what is still necessary, with the number of prisoners constantly increasing and the present prison becoming every year more insecure, the necessity for a new one can only be too apparent.

Trusting that your honorable body in its wisdom may provide for a continuance of the work already begun,

We remain your obedient servants,

WM. B. AVERY,

JAS. D. CESSOR,

B. D. NABORS,

*Board of Inspectors.*

By general consent, H. B. No. 460, an Act for the relief of Joseph B. Howell, was taken up.

On motion, the House resolved into a Committee of the Whole, Mr. Martin in the chair, for the purpose of considering the bill, and after some time spent therein, the committee rose, and through its chairman, made the following report:

MR. SPEAKER—The Committee of the Whole has had under consideration H. B. No. 460, has adopted the accompanying amendment thereto, and instructed me to report the same back to the House, with the recommendation that the bill do pass as amended.

Respectfully,

J. MARTIN,  
*Chairman.*

Amendment: Strike out "payable out of the executive fund," and insert "payable out of any money in the treasury not otherwise appropriated."

The report was received, and the amendment adopted;

And the bill being considered engrossed, was read the third time and passed; title standing as read.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyl of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Champlin, Cessor, Christmas, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Foxworth, Gilmer, Gayles, Greer, Graham, Horton of Calhoun, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Leggett, McCain, Mackey, Monroe, Matthews, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stockstill, Shorter, Smothers, Stubbs, Sykes, Simmons, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe and Mr. Speaker—79.

NAYS—None.

Further action on the bill was precluded by the usual motion to reconsider and table.

H. J. Res. No. 22, proposing an amendment to the Constitution in relation to the mode of electing Boards of Supervisors, was taken up.

Mr. Avery offered the following amendment:

*Provided*, That not more than one member shall be elected from each Supervisor's beat;

Mr. Kendrick moved to table the bill and amendment;

Which was lost.

Mr. Denson moved to refer the bill and amendment to a special committee of five.

Mr. Walker, of Monroe, moved to table the motion to refer;  
Which was carried.

Mr. Avery moved to reject the resolution ;

Which was carried.

At 1:50 o'clock, Mr. Patterson moved to adjourn;

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

FRIDAY, January 15, 1875.

House met pursuant to adjournment, Speaker Shadd in the chair.

Prayer by the Rev. Mr. Boyd, of Warren.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Kendrick, Leggett, Lynch, McFarland, McCain, Mackey, Monroe, Matthews, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Campbell, French, Garrett, Horton of Pontotoc, Huggins, Johnson of Itawamba, Jones, Landers, Morgan, Palmer, Stevens, Smith of Tunica and Stubbs.

The reading of the Journal was dispensed with.

Leave of absence was granted Mr. Stubbs and Mr. Mosely from day to day, on account of sickness.

Mr Sullivan introduced the following:

*Resolved*, That the use of the hall of the House of Representatives be granted to Hon. Samuel D. Hay, of Texas, this evening, for the purpose of delivering a lecture on the subject of spiritualism.

Which was adopted.

## REPORTS OF COMMITTEES.

The Committee on Penitentiary reported adversely on the following bills:

H. B. No. 609, an Act for the support of the State Penitentiary.

H. B. No. 323, to provide for the leasing of the State Penitentiary, and the management of the same.

H. B. No. 177, a bill to be entitled an Act to provide for the leasing of the State Penitentiary.

H. B. No. 216, an Act to further amend the laws in respect to the State Penitentiary.

The report was received, and the bills indefinitely postponed.

MR. SPEAKER—The Committee on Appropriations, to whom was referred H. B. No. 550, making an appropriation to defray the expenses incurred by certain investigating committees, which passed the House March 24, 1874, and the Senate April, 4, 1874, with amendment;

Have had the same under consideration, and have directed me to report the same back to the House, with the following amendments, and recommend it do pass as amended.

Respectfully,

J. M. STONE,  
*Chairman.*

Amend by striking out the word twelve, in the third line of the first section, and inserting the word, eight.

Also, striking out all after the 24th line, in said first section, as well as the Senate amendment.

The report was received.

And the bill with accompanying amendments, recommitted to the Committee on Appropriations, with instructions to report a substitute.

## REPORT OF COMMITTEE ON REGISTRATION.

MR. SPEAKER—Your Committee on Registration, to whom was referred S. B. No. 59, an Act to amend section 367, to regulate the printing of notices of election;

Having had the same under consideration, ask leave to report the bill back to the House, with the recommendation that it do pass.

Respectfully,

J. A. SHORTER, JR.,  
*Chairman.*

The report was received;

And the bill indefinitely postponed.

MR. SPEAKER—Your Committee on Registration, to whom was referred H. B. No. 396, an Act to empower the Board of Aldermen of the town of Okolona, to appoint a Board of Registrars for said town;

Have had the same under consideration, and beg leave to submit the accompanying substitute, and recommend its passage.

Respectfully,

J. A. SHORTER, JR.,

*Chairman.*

The report was received, and the substitute recommended by the committee, viz.:

H. B. No. 720, an Act to constitute Boards of Registration in the towns of Holly Springs, Okolona and Water Valley;  
Was read first and second times under the rules.

Mr. Ford offered the following amendment:

Add to section 4, the following proviso: "Which shall in no case be more than three dollars per day."

Mr. Shorter moved to table amendment.

Which was carried.

Mr. Ford moved to amend by striking out "ten," in section 5, and inserting "thirty."

And the bill being considered engrossed, was read the third time, and passed; title standing as stated.

H. B. No. 396, was indefinitely postponed.

MR. SPEAKER—Your Committee on Registration, to whom was referred H. B. No. 325, an Act to amend the registration laws of this State, have had the same under consideration, and instructed me to report the same back to the House and recommend that it do not pass.

Respectfully,

J. A. SHORTER,

*Chairman.*

The report was received, and the bill indefinitely postponed.

Mr. Street introduced H. B. No. 721, an Act to amend section 367, of the Revised Code of 1871, in relation to publishing said section with each notice of elections.

And under a suspension of the rules, the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your special committee to whom was referred the report of the joint committee, on the salaries of employes, beg leave to submit the following resolution, and recommend its adoption:

*Resolved*, That the following shall be the employes of the House, and the salaries for same, viz:

One Chief Clerk and five Assistants .....	\$34 00
One Reading Clerk, at \$6 00 per day .....	6 00
One Sergeant-at-Arms, at \$6 00 per day .....	6 00
One Door-keeper, at \$3 00 per day .....	3 00

Three Pages, at \$2 each .....	6 00
One Messenger, at \$2 50 .....	2 50
Two Porters, at \$3 00 each .....	6 00
One Keeper of Closets, at \$2 00 .....	2 00
One Warrant Clerk, who shall also be Clerk for Committee on Ways and Means, at \$6 00 per day .....	6 00
One Clerk for Committee on Judiciary, who shall also be Clerk for the following committees: Committee on Printing, Immigration, and Penitentiary, at \$6 00 per day .....	6 00
One Clerk for Committee on Railroads, who shall also act as Clerk for the following committees: Public Education, Claims, Appropriations, County Affairs, and Corporations, at \$6 00 per day .....	6 00

That the Clerk of the House require one of his Clerks to perform work for committees when called upon by the Chairman of any of the committees who are not provided with a Clerk, while said Clerks are not employed by their usual duties.

*Resolved further*, That the Chairman of the several committees, for which Clerks are appointed, shall meet and choose the person they wish to employ as Clerk.

We further recommend the adoption of the following concurrent resolution:

*Resolved by the House*, (the Senate concurring,) That the Speaker of the House and the President of the Senate appoint a Joint Special Committee, to consist of three on the part of House, and — on part of the Senate, who shall report as to what salary should be given the Postmistress for both Houses.

Respectfully,

M. B. SULLIVAN,  
*Chairman.*

The report was received.

Mr. Sullivan moved that the resolution recommended by the committee be changed from a simple resolution to a joint resolution;

Which was tabled.

Mr. Truehart moved that the report be recommitted;

Which was tabled.

Mr. Street moved that the further consideration of the report of the committee be postponed till 12 o'clock, M.;

Which was carried.

Mr. Street moved that the rules be further suspended to allow him to introduce a bill in relation to the pay and number of employes of the two houses of the Legislature.

The motion was agreed to by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Cook, Champlin, Chamberlin, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gayles, Greer, Graham, Horton of Calhoun, Hicks, Hasie, Harris, Johnson of Itawamba, McCain,

Mackey, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Sullivan, Tate, Tison, Weatherly, Walker of Alcorn, Wynn and Mr. Speaker—60.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Christmas, Clemens, Davis, Fitzhugh, Green, Handy, Harrison, Johnson of DeSoto, Kendrick, Lynch, McFarland, Nathan, Patterson, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington and Walker of Monroe—30.

Mr. Street introduced H. B. No. 723, an Act to repeal a joint resolution in relation to the employes of the Legislature, and for their compensation;

Which was read three several times under the rules, and having been considered engrossed, was passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Street moved to reconsider the vote by which the resolution reported by the Committee on Employes and their pay was postponed till 12 o'clock, m.

Mr. Cessor moved to table the motion;

Which was lost;

And the motion to reconsider prevailed;

And the House refused to postpone the resolution, by the following vote:

YEAS—Messrs. Boyd of Oktibbeha, Boyd of Warren, Caradine, Cessor, Chamberlin, Clemens, Chiles, Chavis, Davis, Fitzhugh, Handy, Hicks, Kendrick, Lynch, McFarland, Nathan, Palmer, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White and Washington—29.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Champlin, Christmas, Chandler, Cotten, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Leggett, McCain, Mackey, Matthews, Martin, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Tate, Thompson of Montgomery, Tison, Walker of Alcorn and Wynn—54.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

S. B. No. 377, an Act to repeal all Acts authorizing the publication of Reports of State officers, etc.

S. B. No. 443, an Act to repeal the latter part of section 173, of the Revised Code of 1871.

S. B. No. 441, an Act to change the time of holding the Chancery Court in the 9th Chancery District.

S. B. No. 440, an Act to repeal an Act entitled an Act to provide a clerk for the office of the Attorney General.

S. B. No. 436, an Act to extend the time for the advertisement and sale of lands delinquent for taxes of the fiscal year 1874.

S. B. No. 435, an Act to repeal section 5, of an Act to regulate the legal advertising in the several Judicial District.

S. B. No. 582, an Act to change Sumner county from 11th to the 13th Judicial District, etc.

H. B. No. 634, an Act to authorize Tax Collectors to receive the uncollected taxes without damages, until January 31, and for other purposes, with an amendment.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills, have examined the following bills, and report the same as correctly engrossed:

H. B. No. 460, an Act for the relief of Joseph B. Howell.

H. B. No. 477, an Act in relation to school lands heretofore forfeited to the State for the non-payment of taxes.

H. B. No. 825, an Act to provide for the endorsing of Records of Deeds in Franklin county.

H. B. No. 636, an Act amendatory to an Act to revise the charter of the City of Vicksburg.

Respectfully,

J. M. WALKER, of Alcorn,  
*Chairman pro tem.*

On motion of Mr. Ford, special order No. 426 was postponed to 12:30 o'clock on Monday next.

The morning hour having expired, Senate messages were taken up.

H. B. No. 634, an Act to authorize Tax Collectors to receive the uncollected taxes without damages until the 31st of January, and for other purposes, with Senate amendment, and the Senate amendment concurred in.

S. B. No. 377, an Act to repeal an Act authorizing the publication of reports of State officers, etc.;

Was taken up and read twice under the rules.

Mr. Clover moved to refer the bill to Committee on Printing.

Which motion was laid on the table by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chamberlin,

Cowart, Chandler, Cotten, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Monroe, Matthews, Martin, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Sykes, Thompson of Montgomery, Tison, Williams, Wash ington, Walker of Alcorn, Walker of Monroe and Wynn—57.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Clemens, Chiles, Chavis, Davis, Fitzhugh, Handy, Hicks, Harrison, Hasie, Johnson of DeSoto, Lynch, McFarland, Nathan, Palmer, Randolph, Richards of Lowndes, Shattuck, Smith of Claiborne, Stone, Smothers, Truehart, Thompson of Lowndes, Willborn, White and Mr. Speaker—33.

Mr. Hasie moved that the bill be referred to a special committee of five.

The motion did not prevail.

Mr. Hasie moved to postpone further consideration of the bill till to-morrow at 12 o'clock.

The motion did not prevail.

Mr. Avery moved to indefinitely postpone the bill.

Mr. Avery moved to amend the bill by striking out section 3.

Mr. Ford moved that the bill be referred to a special committee of seven, with instructions to report by bill or otherwise, on Tuesday next, at 12 o'clock, m.

Under the operation of the previous question, the motion of Mr. Ford prevailed.

S. C. R. No. 21, requesting that a committee be appointed to investigate the purchase and sale of 4100 copies of the School Register, was taken up;

The blank was filled with five, and the House concurred in the Senate resolution.

S. B. No. 440, an Act to repeal an Act entitled an Act to provide a Clerk for the office of the Attorney General of the State of Mississippi.

Was taken up and read twice under the rules.

Mr. Sullivan moved to refer the bill to Committee on Contingent Expenses;

Which was carried.

Under a suspension of the rules, Mr. Tison introduced H. B. No. 722, an Act entitled an Act to amend section 2377, of the Revised Code of 1871, which relates to the duties of Overseers of Public Roads, in obtaining lumber for the construction of bridges and causeways;

Was taken up and read twice under the rules, and referred to the Committee on Agriculture.

Mr. Rogers, of Yalobusha, at 1:35 o'clock, moved to adjourn;

Which was lost.

S. B. No. 441, an Act to change the time of holding the Chancery Court in the 9th Chancery District;

Was taken up and read twice under the rules, and referred to Judiciary Committee.

S. B. No. 443, an Act to repeal the latter part of section 173, of the Code of 1871;

Was taken up and referred to Judiciary Committee.

S. B. No. 436, an Act to extend the time for the advertisement and sale of lands delinquent for taxes of the fiscal year 1874;

Was read twice under the rules.

Mr. Shorter moved to further suspend the rules, and read the bill the third time.

Mr. Hasie moved to refer the bill to a special committee of three.

Mr. Gill moved to refer the bill to the Committee on Ways and Means, with instructions to report to the Sheriff to whom they proposed to extend relief.

Mr. Walker, of Monroe, moved the previous question;

Which was ordered.

Mr. Street moved to table the resolution to refer to Committee on Ways and Means.

Which was lost.

Mr. Rogers moved to lay the bill upon the table.

Mr. Truehart moved to reconsider the vote by which the previous question was ordered.

Mr. Truehart, at 2 o'clock, moved that the House adjourn;

Which motion did not prevail.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Caradine Cessor, Chamberlin, Christmas, Chiles, Chavis, Davis, Edwards, Gayles, Harrison, Hasie, Harris, Kendrick, McFarland, McCain, Nathan, Patterson, Palmer, Rogers of Marshall, Smith of Claiborne, Smothers, Simmons, Sullivan, Truehart, Thompson of Lowndes, Williams, White and Mr. Speaker—32.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Clover, Cook, Champlin, Cowart, Cotten, Clemens, Crecelius, Devall, Denson, Fitzhugh, Feemster, Foxworth, Gill, Gilmer, Green, Greer, Graham, Horton of Calhoun, Handy, Hicks, Johnson of Itawamba, Johnson of DeSoto, Leggett, Lynch, Mackey, Monroe, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Shorter, Sykes, Tate, Thompson of Montgomery, Tison, Washington, Walker of Alcorn, Walker of Monroe and Wynn—55.

Mr. Handy moved to lay upon the table the motion to reconsider the vote by which the previous question was ordered;

Which was carried; and the House refused to lay the bill upon the table;

And the pending question being the passage of the bill, the bill passed by a vote of 53 to 2.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your Joint Standing Committee on Enrolled Bills, have this day examined and found correctly enrolled, and have presented to His Excellency, the Governor, for his signature, the following entitled bill, to-wit:

S B. No. 434, a bill to be entitled an Act to amend an Act to amend an Act to remove officers for drunkenness while in office, approved April 6, 1874.

Respectfully submitted,

JOHN W. RANDOLPH,

*Chairman on the part of the House.*

Mr. Avery moved to lay the title of the bill on the table;  
Which was lost.

The following was the vote:

YEAS—Messrs. Avery, Boyd of Yazoo, Cessor, Davis, Gill, Gayles, Nathan, Patterson, Rogers of Marshall, Williams and White—11.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Cowart, Cotten, Crecelius, Chavis, Devall, Denson, Fitzhugh, Feemster, Greer, Graham, Handy, Hicks, Harris, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Leggett, Lynch, McCain, Mackey, Monroe, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Ricnards of Lowndes, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Shorter, Sykes, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Washington, Walker of Alcorn, Walker of Monroe and Wynn—54.

Mr. Street moved the previous question on the adoption of the title of the bill;

Which was carried;

And the title was adopted.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Speaker announced as the committee to consider the bill in relation to public printing: Messrs. Ford, Avery, Sullivan, Denson, Cessor, Wynn and Clover.

The Chair also appointed as the committee provided for in S. C. Res. No. 21: Messrs. Clover, Edwards, Smith, Randolph and Rogers of Marshall.

Mr. McCain, at 2:35, moved to adjourn;

Which was carried.

H. W. WARREN,

*Clerk of the House of Representatives.*

SATURDAY, January 16, 1875.

The House met pursuant to adjournment.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Graham, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Mackey, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Bufkin, Chamberlin, Campbell, Eckford, French, Garrett, Greer, Horton of Pontotoc, Huggins, Jones, Leggett, Landers, Morgan, Mosely, Rogers of Marshall, Smith of Tunica, Stubbs and Tate.

The reading of the Journal was dispensed with.

Leave of absence was granted to Mr. Rogers, of Marshall, and Mr. Tate, from day to day.

This being local bill day, Mr. Packwood moved that the members of the House be allowed to introduce general as well as local bills;

Which was carried.

Mr. Spight moved that members be allowed to introduce resolutions also.

The motion did not prevail.

#### INTRODUCTION OF BILLS.

Mr. Lynch introduced H. B. No. 724, an Act to amend section 315, article 18, chapter 3, of the Revised Code of 1871, relative to official bonds;

Which was taken up, read twice under the rules, and referred to the Committee on Judiciary.

Mr. Lynch introduced H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants in the county of Adams and city of Natchez, approved April 6, 1874;

Which was taken up, read twice under the rules, and referred to the Committee on Judiciary.

Mr. Lynch introduced H. B. No. 726, an Act to authorize citizens of this State to waive their rights of exemption;

Which was taken up, read twice under the rules, and referred to the Committee on Judiciary.

By general consent, Mr. Mackey introduced the following resolution:

*Resolved*, That the Sergeant-at-Arms, or his assistant, procure immediately, three dozen ink stands and one dozen muci-lage stands, for use of the members of the House.

The motion was adopted.

Mr. Cook introduced H. B. No. 727, an Act to change the name of the town of Davis' Mill, in Benton county, and to incorporate the same;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Rogers, of Yalobusha, introduced H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Christmas introduced H. B. No. 730, an Act for the relief of the public schools of the town of Hazlehurst, in the county of Copiah;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Caradine introduced H. B. No. 730, an Act to change the time of holding the Circuit Court in the counties of Colfax and Winston, in the Seventh Judicial District;

Which was read three several times and passed; title standing as read.

Further action on the bill was precluded by the usual motion to reconsider and table.

Mr. Mackey introduced H. B. No. 731, an Act to provide for the immediate payment of the teachers in the public schools in the State;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Mackey introduced H. B. No. 732, an Act for the relief of W. H. Johnson, of DeSoto county;

Which was read twice, under the rules, and referred to the Committee on Claims.

Mr. Byrd, of Franklin, introduced H. B. No. 733, an Act to amend section 37, article 2, chapter 2, of the Revised Code of 1871, in reference to the boundary lines of Franklin county;

Which was read twice under the rules, and referred to a special committee of five.

Mr. Peyton introduced H. B. No. 734, an Act entitled an Act for the relief of Henry E. Sizer;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Cessor introduced H. B. No. 735, an Act in relation to appeals from the Circuit and Chancery Courts;

Which was read twice under the rules, and referred to the Judiciary Committee.

Mr. Cessor introduced H. B. No. 736, an Act in relation to final records in the Circuit and Chancery Courts;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Cessor introduced H. B. No. 737, an Act for the relief of T. C. McLeod, of Franklin county;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Ford introduced H. B. No. 738, an Act to be entitled an Act to repeal sections 3 and 4, of the Act to amend the charter of the Vicksburg, Pensacola and Ship Island Railroad Company, approved 18, 1873;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Denson introduced H. B. No. 739, an Act for the relief of Lott Williams & Son, of Leake county, Miss.;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Tison introduced H. B. No. 740, an Act for the relief of the heirs of J. N. Cannon, deceased;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Feemster introduced H. B. No. 741, an Act for the relief of G. W. Mitchell, of Lowndes county;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Richards, of Lowndes, introduced H. B. No. 742, an Act to regulate the sale of seed cotton, and other farm products, in Lowndes county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

The following gentlemen were appointed as a committee to consider H. B. No. 733: Messrs. Cessor, Byrd of Franklin, Applewhite, Boyd of Warren and Cotten of Noxubee.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 445, an Act to repeal certain parts of an Act to amend an Act relating to the Board of Levee Commissioners, etc.

H. B. No. 517, relief of M. Greenhood, of Clarke county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Handy introduced H. B. No. 744, a bill entitled an Act for the relief of Dock Rabb, a citizen of Madison county;

Which, under the rules, was read twice, and with accompanying documents, was referred to the Committee on Claims.

Mr. Handy introduced H. B. No. 745, an Act to prevent the sacrifice of real estate sold under execution decrees in chancery and deeds of trust;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Spelman gave notice that he would, at an early day, introduce a bill to reduce the present appropriation to Alcorn University, and to organize and maintain a State Normal School in East Mississippi.

Mr. Gill introduced H. B. No. 746, an Act to authorize the Board of Supervisors of Marshall county to furnish necessary furniture for the office of county Superintendent of Education;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Walker, of Monroe, introduced H. B. No. 747, an Act to amend the charter of the city of Aberdeen;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Martin introduced H. B. No. 748, an Act of incorporation for the town of Huntsville, Montgomery county, Miss.;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Thompson, of Montgomery, introduced H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county;

Which was read twice under the rules, and referred to the Committee on Propositions and Grievances.

Mr. Chandler introduced H. B. No. 750, an Act for the relief of the estate of the late E. T. Bush, of Noquebee county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Packwood introduced H. B. No. 751, an Act to provide compensation to the Clerks of the Circuit Courts of this State for making out lists of lands forfeited to the State for non-payment of taxes;

Which was read twice under the rules, and referred to the Committee on Fees and Salaries.

Mr. Packwood introduced H. B. No. 752, an Act for the relief of B. Lampton, former Sheriff of Pike county;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Packwood introduced H. B. No. 753, an Act for the relief of J. Q. Travis, Sheriff and Tax Collector, Pike county;

Which was read three several times and passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

Mr. Street introduced H. B. No. 754, an Act to make the Weekly Clarion, the official paper for Prentiss county;

Which was read twice under the rules, and referred to the Committee on Printing.

Mr. Hicks introduced H. B. No. 755, a bill to be entitled an Act to repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors within three miles of Rankin Masonic Institute, Rankin county, approved February 15, 1873:

Which was read twice, under the rules, and referred to the Committee on County Affairs.

Mr. Spight introduced H. B. No. 756, an Act to authorize the administratrix of H. W. Stricklin, deceased, to acknowledge a deed;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Avery introduced H. B. No. 757, an Act to provide copies of the Election Law, for the use of the different counties in the State;

Which was read twice under the rules, and referred to the Committee on Registration.

Mr. Avery introduced H. B. No. 758, an Act to amend the laws of the State in relation to Public Education;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Randolph, of Leflore county, gave notice that he would at some future day, beg leave to introduce the following entitled bills, to-wit:

An Act to be entitled an Act for the removal and permanent location of the county seat of Leflore county.

Also, an Act to amend the laws in relation to exempt property, and an Act to amend the present registration laws, so far as the same relate to Leflore and Sunflower counties, and an Act to be entitled an Act to prohibit the existence of a social evil in this State, and for other purposes.

Mr. Avery introduced H. B. No. 759, an Act to amend an Act to regulate the payment of taxes, and for other purposes, approved April 17, 1873;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Avery introduced H. B. No. 760, an Act to authorize the Judges and District Attorneys to have the use of the Supreme Court Reports;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Akers introduced H. B. No. 761, an Act amendatory of an Act entitled an Act to amend the registration laws, and for other purposes, so far as the same relates to the counties of Simpson, Smith, Covington, Jones, Wayne, Jasper, Neshoba, Greene, Perry, Jackson, Hancock and Pearl, approved March 14, 1874;

Which was read twice under the rules, and referred to the Committee on Registration.

Mr. Edwards introduced H. B. No. 762, an Act to be entitled

an Act to establish a Metropolitan Police District, and to provide for the government thereof;

Which was read twice under the rules, and referred to the Committee on Military Affairs.

Mr. Simmons introduced H. B. No. 763, an Act to incorporate the town of Greenville, in Washington county, Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Fitzhugh introduced H. B. No. 764, an Act to provide for the election of additional Constables in the first and second districts in the counties of Wilkinson;

Which was read twice under the rules, and referred to the Committee on Elections.

Mr. Fitzhugh introduced H. B. No. 765, an Act to amend an Act in relation to the appointment of Road Superintendent in the county of Wilkinson;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Applewhite introduced H. B. No. 766, an Act to amend the charter of the town of Bogue Chitto, county of Lincoln, State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Applewhite introduced H. B. No. 767, an Act to provide for the payment of the outstanding school teachers' warrants in the counties of Lincoln, Franklin and Pontotoc, in this State;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Archer introduced H. B. No. 768, an Act to prevent persons from holding more than one office in this State;

Which was read twice under the rules, and referred to the Judiciary Committee.

Mr. Peyton introduced H. B. No. 769, an Act to be entitled an Act to reduce and fix the salaries of Chancellors, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Fees and Salaries.

By general consent, S. B. No. 114, was called from the hands of the Judiciary Committee, and being read three several times, passed; title standing as stated.

S. B. No. 445, was taken up, read three several times and passed; title standing as read.

Further action on the bill was precluded by the usual motion to reconsider and table.

S. B. No. 190, was called from the Calendar, and being considered engrossed, was read the third time and passed; title standing as stated.

S. B. No. 369, was taken up, read three several times under the rules, and passed; title standing as stated.

Mr. Mackey introduced H. B. No. 770, an Act making an

appropriation to defray the expenses of certain investigating committees;

Which was read twice under the rules, and referred to the Committee of the Whole.

Mr. Champlin moved that the House resolve itself into a Committee of the Whole for the purpose of further considering the bill;

Which motion prevailed;

And after sometime spent therein, the Committee arose, and through its Chairman, Mr. Champlin, reported the bill back with the accompanying amendments, with the recommendation that the bill do pass as amended.

Amendments: After "dollars," in the third line, section 1, add the words, "or so much thereof as may be necessary;" add at the end of section 2 the words, "who shall certify that such amount was actually expended."

The amendments were adopted by the House, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Caradine, Cook, Champlin, Cessor, Chandler, Cotten, Clemens, Crecelius, Chavis, Davis, Devall, Denson, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Gayles, Greer, Graham, Horton of Calhoun, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McCain, Monroe, Matthews, Martin, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Stockstill, Street, Shorter, Smothers, Simmons, Truchart, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—72.

NAYS—None.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., January 16, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 628, an Act for the relief of the tax-payers of Holmes county, for the fiscal year 1874.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

## REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills have examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bill, to-wit:

H. B. No. 628, an Act for the relief of the tax-payers of Holmes county, for the fiscal year 1874.

Respectfully,

J. W. RANDOLPH,

*Chairman on part of the House.*

## REPORT OF COMMITTEE.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 657, an Act for the relief of Adams county and the Natchez, Jackson and Columbus Railroad, and for other purposes, have had said bill under consideration, and instructed me to report the same back and recommend that it do pass.

Respectfully,

W. C. FORD,

*Chairman.*

The report was received, the bill considered engrossed, read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Hasie introduced H. B. No. 771, an Act to authorize compensation for labor required to be done, under the provisions of an Act of the Legislature, approved April 7, 1874, in relation to lands delinquent for taxes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Avery introduced H. J. R. No. 26, in relation to number and compensation of employes of the House of Representatives;

Which was read twice under the rules.

Mr. Street moved to amend the resolution by striking out all that relates to Committee Clerks.

Mr. Ford moved to lay the amendment upon the table;

Which motion prevailed.

The following was the vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Ford, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McCain, Monroe, Matthews, Nathan, Patterson, Palmer, Peal, Randolph, Richards of Lowndes, Smith of Claiborne, Shorter, Smothers, Simmons, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—46.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Cook, Chandler, Crecelius, Devall, Denson, Feemster, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stone, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—32.

Mr. Ford in explaining his vote said:

I vote aye because I believe the Judiciary Committee and Ways and Means Committee ought each to have a clerk, and when not serving those committees, they should serve any committee calling on them.

Mr. Avery moved to amend the resolution by striking out "three pages" and inserting "four pages;"

Which was adopted.

Mr. Randolph offered the following amendment:

Amend by inserting after line seven, "and one assistant Sergeant-at Arms at \$4;" and insert after line eight, "and one assistant Door keeper at \$5."

Mr. Mackey moved to table the amendment;

Which was lost.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Feemster, Ford, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Mackey, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—38.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McCain, Monroe, Matthews, Nathan, Patterson, Peal, Randolph, Richards of Lowndes, Smith of Claiborne, Shorter, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—45.

And the amendment was adopted by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cotten, Chiles, Chavis, Davis, Edwards, Fitzhugh, Green, Gayles, Handy, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McCain, Monroe, Nathan, Patterson, Peal, Randolph, Richards of Lowndes, Smith of Claiborne, Shorter, Smothers, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe, and Mr. Speaker—47.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Feemster, Ford, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Ita-

wamba, Mackey, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—35.

Mr. Street offered the following amendment:

*Provided*, Clerks of committees shall only be paid for services actually performed, and shall not be paid for any day on which committees do not meet.

Mr. Clover moved to table the amendment;

Which was carried.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Clemens, Chiles, Chavis, Davis, Fitzhugh, Green, Gayles, Handy, Hasie, Harris, Johnson of DeSoto, Leggett, McCain, Monroe, Nathan, Patterson, Peal, Randolph, Richards of Lowndes, Shattuck, Stevens, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—41.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Chandler, Cotten, Devall, Denson, Feemster, Ford, Gilmer, Greer, Graham, Horton of Calhoun, Hicks, Johnson of Itawamba, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—33.

Mr. Clover moved that the rules be suspended, the resolution be considered engrossed, read the third time and passed.

Mr. Lynch moved the previous question.

Mr. Street, at 1:40, moved to adjourn.

The motion was lost;

And the previous question was ordered, and the House refused to suspend the rules to read the resolution the third time.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis, Davis, Fitzhugh, Ford, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Randolph, Richards of Lowndes, Shattuck, Stone, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker.—50.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Feemster, Gilmer, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—31.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No, 670, an Act for the relief of the Superintendent of Education of Choctaw county.

H. B. No. 684, an Act making an appropriation to defray the expenses of the present session of the Legislature.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Smothers, at 1:50 o'clock, moved to adjourn.  
Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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MONDAY, January 18, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by the Rev. Mr. Handy.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Davis, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Graham, Horton of Calhoun, Handy, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Mackey, Monroe, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivar, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Akers, Archer, Byrd of Franklin, Cowart, Clemens, Chiles, Campbell, Devall, Foxworth, French, Greer, Horton of Pontotoc, Hicks, Huggins, Kendrick, Leggett, Landers, Matthews, Morgan, Mosely, Patterson, Reese, Rogers of Marshall, Smith of Jasper, Stubbs, Tate and Willborn.

The Journal of yesterday was read and approved.

## LEAVE OF ABSENCE.

Leave of absence, from day to day, on account of sickness, was granted to Messrs. Akers, Cowart, Clemens, Byrd of Franklin, Chiles and Matthews; also to Mr. Archer, for one day, and to Mr Hicks, from day to day.

## INTRODUCTION OF BILLS.

By general consent, Mr. Sullivan introduced H. B. No. 772, a bill to be entitled an Act to incorporate the Union Mutual Life Association;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Sullivan presented a petition entitled a "Petition of Wright and Brander, citizens of Bolivar county, Miss.;

Which was referred to the Committee on Ways and Means.

Mr. Sullivan introduced H. B. No. 773, an Act for the relief of Wright and Brander, of Bolivar county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Clover introduced H. B. No. 774, an Act to repeal the charter and abolish the incorporation of the town of Liberty, Amite county, Miss.;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Clover introduced H. B. No. 775, an Act to secure certain lands heretofore granted to the State, and to provide for the appraisement and sale of same, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Clover. I hereby give notice that I will on to-morrow, or on some future day, introduce a bill providing for the more efficient assessment of the property of this State.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No. 215, an Act to amend an Act entitled an Act to authorize W. T. Landrum and A. H. Cotton, to construct a turnpike over Yockanookany swamp, and to build a bridge over the Yockanookany river, in Leake county.

H. B. No. 427, an Act for the relief of L. M. Garrett.

H. B. No. 525, an Act to provide for the indexing of Records of Deeds in Franklin county.

H. B. No. 618, an Act to change the times for holding the Chancery Court of Copiah county.

H. B. No. 650, an Act to amend an Act to incorporate the town of Falkner, in Tippah county.

H. B. No. 701, an Act to repeal sections 6 and 7 of an Act to incorporate the town of Dumas, in Tippah county.

S. B. No. 454, an Act to incorporate the Laborers Saving Bank, of Columbus, Mississippi.

S. B. No. 415, an Act for the relief of B. F. Ball and W. S. Taylor.

H. J. Res. No. 25, in relation to the pay of the late Hon. William Thames, Representative from Newton county, with amendment.

S. J. Res. No. 43, in relation to the destruction of uncurrent funds.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON PROPOSITIONS AND GRIEVANCES.

MR. SPEAKER—Your Committee on Propositions and Grievances, to whom was referred H. B. No. 546, have considered the same, and ask leave to report the following substitute for adoption, in lieu of all that part of the bill, except the preamble thereto, and recommend that the substitute do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received, and the bill placed on the calendar.

MR. SPEAKER—Your Committee on Propositions and Grievances, to whom was referred H. B. No. 502, an Act for the relief of Joseph Bardwell, having had the same under consideration, ask leave to report the bill back to the House, with the recommendation that it do pass.

Respectfully

W. C. FORD,  
*Chairman.*

The report was received, and the bill placed on the calendar.

Mr. Champlin introduced H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Eckford introduced H. B. No. 777, an Act in relation to new trials by Justices of the Peace in this State;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Ford introduced H. B. No. 278, a bill to be entitled an Act to regulate the under trust deeds;

Which was read twice under the rules, and referred to Judiciary Committee.

Mr. Gilmer introduced H. B. No. 779, an Act to extend the benefits of the common school fund to all the educable children of this State;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Feemster introduced H. B. No. 780, an Act to amend an Act entitled an Act to authorize the Boards of Supervisors of Wilkinson, Lowndes and Warren counties to issue county bonds, and fund the debt of their counties, approved April 20, 1871, so far as the same relates to the county of Lowndes, and to legalize the action of the Board of Supervisors of Lowndes county, in funding the debt of said county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. McNeese introduced H. B. No. 781, an Act to reduce the salary of the County Superintendent of the Public Schools of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Fitzhugh introduced H. B. No. 782, an Act to repeal an Act entitled an Act to suspend an Act entitled an Act to amend the laws of the State in relation to Public Education, etc., approved March 19, 1874, so far as the same applies to Amite county, approved April 3, 1874;

Which was read twice under the rules, and referred to Committee on Education.

Mr. Chandler introduced H. B. No. 783, an Act to amend an Act entitled an Act to protect married women in the enjoyment of the fruits of their labor;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Cotten introduced H. B. No. 784, an Act to repeal section 10, of an Act to amend the revenue laws, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. McNeese introduced H. B. No. 785, an Act regulating the allowance for the support of prisoners confined in the county jail of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Eckford introduced H. B. No. 786, an Act for the relief of R. B. Stone, a citizen of Lee county;

Which was read three several times, under the rules, and passed; title standing as stated.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Special Committee, to whom was referred S. B. No. 425, an Act explanatory to, and amendatory of section 3 of an Act entitled an Act to amend an Act to incorporate the Board of Levee Commissioners of the Second Levee District, have had the same under consideration, and instructed me to report the same back with the recommendation that it do not pass.

Respectfully, W. H. HARRIS,  
Chairman.

The report was received, and the bill indefinitely postponed.

REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Special Committee of one, to whom was referred H. B. No. 422, for the relief of the Sheriff of Lee county, have had the same under consideration, and report the accompanying bill as a substitute for the original, and recommend its passage.

Respectfully, W. H. H. TISON,  
*Chairman.*

The report was received;

And the bill was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table;

And H. B. No. 422 was indefinitely postponed.

Mr. Spight introduced

H. C. R. No. 26, resolution in relation to the conduct of General Sheridan, and moved its adoption.

The time having arrived for the consideration of the special order, it was postponed till the business before the House should be disposed of.

Mr. Cessor moved to lay the resolution upon the table;

Which motion prevailed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Monroe, Mosely, McNeese, Nathan, Patterson, Peal, Peyton, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—53.

NAYS—Messrs. Applewhite, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Crecelius, Devall, Eckford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Martin, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Tison, Walker of Alcorn and Wynn—23.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. C. R. No. 23, in relation to the Alcorn University, with amendment.

Respectfully,  
W. C. WHITE,  
*Secretary of the Senate.*

At three o'clock and five minutes the House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

TUESDAY, January 19, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Mr. Thompson, of Montgomery.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, Mackey, Monroe, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Street, Spelman, Smothers, Sykes, Simmons, Truehart, Thompson of Montgomery Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—87.

ABSENT—Messrs. Archer, Byrd of Franklin, Cowart, Clemens, Chiles, Campbell, Fitzhugh, French, Huggins, Johnson of Itawamba, Kendrick, Leggett, McCain, Matthews, Morgan, Palmer, Packwood, Reese, Rogers of Marshall, Stockstill, Stone, Shorter, Stubbs, Sullivan, Tate and Thompson of Lowndes—27.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted Messrs. Thompson of Lowndes and Matthews, from day to day; and to Mr. Packwood, for two days.

By general consent, H. J. Res. No. 36, a joint resolution in relation to an amendment to the Constitution of the State of Mississippi, for the purpose of reducing the number of Chancellors;

Was taken from the Calendar, and passed its second reading by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Brunt, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gar-

rett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hasie, Johnson of DeSoto, Jones, Lynch, McFarland, Mackey, Monroe, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Spelman, Smothers, Sykes, Simmons, Truehart, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Weatherly, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—76.

NAYS—Messrs. Cessor and Landers—2.

Mr. Harris introduced the following resolution:

WHEREAS, Certain persons have charged irregularities against the Hon. T. W. Cardozo, State Superintendent of Public Education; therefore, be it

*Resolved by the House of Representatives, That a committee of five be appointed to investigate thoroughly the office of the said T. W. Cardozo, and that the said committee report at the earliest day possible.*

The resolution was adopted.

The following committee was appointed by the Speaker under the resolution: Messrs. Harris of Washington, Smith of Jasper, Randolph of Leflore, Truehart of Holmes, and Greer of Noxubee.

Mr. Street introduced the following resolution:

*Resolved, That the committee appointed by the Convention of Tax-payers, on the 4th instant, be permitted to present and read the memorial of said Convention to the House, immediately after reading the Journal to-morrow morning.*

The resolution was adopted.

By Mr. Handy—

*Resolved, That the Speaker of the House, be authorized to issue certificates for pay to the employes of the House, that were appointed in accordance with the law of 1872, for this session, until such time as the House determines what changes shall be made.*

Mr. Street moved to amend by striking out "according to the law of 1872," and inserting "according to the order of the House."

Mr. Walker moved to table;

Which motion was lost by the following vote:

YEAS—Messrs. Brunt, Boyd of Yazoo, Boyd of Warren, Caradine, Christmas, Davis, Edwards, Gill, Gayle Handy, Hicks, Johnson of DeSoto, Jones, Lynch, McFarland, Monroe, Nathan, Patterson, Palmer, Peal, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Stone, Spelman, Smothers, Sykes, Simmons, Truehart, Willborn, Williams, Weatherly, Washington, Walker of Monroe. Mr. Speaker 36.

NAYS—Messrs. Atkins, Akers, Byrd of Pearl, Boyd of Ok-tibbeha, Boyd of Attala, Bufkin, Clover, Cook, Chamberlin, Chandler, Cotten, Crecelius, Devall, Eckford, Feemster, Fox-

worth, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Landers, McCain, Mackey, Martin, Peyton, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison, Walker of Alcorn and Wynn—41.

And the amendment was adopted.

And the resolution as amended was adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

H. B. No. 95, a bill to be entitled an Act to release overseers of public roads from service as Grand Jurors.

H. B. No. 207, an Act to extend the corporate limits of the town of Lodi, Montgomery county, Miss.

S. B. No. 423, an Act to remove the disabilities of Geo. S. Inge, of Alcorn county.

S. B. No. 463, a bill to be entitled an Act to require consolidated railroad companies to file with the Secretary of State copies of their articles of consolidation.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

The rules were suspended, and H. J. Res. No. 26, in relation to the employees of the House and the salaries for same, was taken up.

And the motion for the engrossment and third reading of the resolution did not prevail.

Mr. Cessor introduced the following resolution:

WHEREAS, The statutory laws of 1872, defining both the number and compensation of employes for both branches of this Legislature, whilst section 383, of the Revised Code of 1871, provides that the Legislature shall determine the amount of compensation to be received by the members, officers and employes of the two Houses for their services, subject to the approval of the Governor, and not subject to alteration during the same session, and to continue until a subsequent session; and

WHEREAS, The time already wasted in discussing this subject has cost the State much more than would have compensated every officer and employe for the whole legislative term, and has only resulted so far in creating confusion; therefore, be it

*Resolved*, That the further consideration of this subject be indefinitely postponed, and that all action had in reference thereto during the present session of this Legislature, by resolution or otherwise, be declared null and void, leaving said

statutory laws and provisions of the Code to govern the subject as heretofore; and that this House proceed to the consideration and dispatch of other business having more relation to the public welfare and economy.

Mr. Avery offered the following as a substitute:

*Resolved*, That the House authorize the employment of the same number of clerks, pages, porters, etc., as were authorized for the last regular session of the Legislature, except the Special Committee clerk.

Mr. Street moved to amend by striking out special.

Mr. Avery moved to table the amendment;

Which was carried.

Mr. Cessor moved to table the substitute;

Which was lost; and the amendment by way of substitute was adopted, but the House refused to adopt the substitute.

Mr. Gill moved to reconsider the question of the adoption of the amendment.

Mr. Clover moved to table. Lost, and the question was reconsidered, and the substitute adopted.

Mr. Mackey introduced the following resolution:

*Resolved*, That a committee be appointed to ascertain if any member or members of this House are directly or indirectly pecuniarily interested in the Public Printing of this State: or if any member is a stockholder in the Pilot Publishing Company; that said committee shall have power to send for persons and papers, and that they report the result of their investigations to this House as early as practicable.

The resolution was adopted, and the following Committee appointed by the Chair: Messrs. Mackey, Eckford and Mosely.

#### SENATE MESSAGE.

H. C. R. No. 23, in relation to the Alcorn University, with Senate amendments, was taken up.

Mr. Street moved to amend Senate amendment by inserting after the word, "investigate," which shall not exceed \$500; the motion prevailed, and the Senate amendment as amended, was concurred in.

S. B. No. 435, an Act to repeal section 5 of an Act to regulate the legal advertising in the several Judicial Districts of this State;

Was taken up and read twice, under the rules, and referred to the Committee on Printing.

S. B. No. 382, an Act to transfer Choctaw county from the Eleventh to the Thirteenth Chancery District, and to change the time of holding the Chancery Courts in Choctaw and Sumner counties;

Was taken up, read twice, under the rules, and referred to the Committee on Judiciary.

H. J. R. No. 25, in relation to the pay of the late Hon. Wm.

Thames, Representative from Newton county, with Senate amendment;

Was taken up, and Senate amendment concurred in.

S. B. No. 415, an Act for the relief of B. F. Ball and W. S. Taylor;

Was taken up, read twice under the rules, and referred to the Committee on Claims.

S. B. No. 454, an Act to incorporate the Laborers' Savings Bank of Columbus, Mississippi;

Was taken up, read twice under the rules, and referred to the Committee on Corporations.

H. J. R. No. 43, in relation to the destruction of uncurrent funds,

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 463, an Act to require consolidated railroad companies to file with the Secretary of State copies of their articles of consolidation;

Was taken up, and read twice under the rules.

Mr. Eckford moved to amend by striking out 100, and inserting 500.

The amendment was adopted;

And the bill read a third time, and passed.

S. B. No. 423, an Act to remove the disabilities of Geo. A. Inge, of Alcorn county;

Was taken up, read twice under the rules, and referred to the Judiciary Committee.

S. J. R. No. 27, in relation to the Texas and Pacific Railroad;

Was taken from the Calendar, and read the second time.

Mr. Tison moved to indefinitely postpone the resolution.

The motion prevailed, and the bill was indefinitely postponed.

H. B. No. 301, an Act for the relief of Thos. W. Hunt, of Jefferson county, Miss., was taken from the Calendar.

Mr. Avery moved that the House resolve itself into a Committee of the Whole;

Which was carried.

And after some time spent therein, the committee arose, and through its chairman, Mr. Avery, reported the bill back, with the recommendation that it do pass.

The report was received, and the bill being considered engrossed, was read three several times under the rules, and passed; title standing as stated.

The following was the vote on the passage of the bill:

YEAS—Messrs. Akeis, Applewhite, Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Bufkin, Caradine, Cook, Cessor, Chamberlin, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Ford, Foxworth, Gill, Gilmer, Green, Gavles, Garrett, Greer, Graham, Handy, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McCain, Mackey, Mon-

roe, Mosely, Martin, McNeese, Patterson, Peal, Peyton, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Snattuck, Spight, Stevens, Smith of Claiborne, Stockstill, Shorter, Smothers, Sykes, Truehart, Thompson of Montgomery, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe and Mr. Speaker—68.

NAYS—Mr. Champlin—1.

H. B. No. 233, a bill to be entitled an Act in relation to the state of realty of decedents for the payments of debts;

Was taken from the Calendar, and the bill being considered engrossed, was read three several times under the rules and passed; title standing as stated.

H. B. No. 657, an Act to repeal section 16 of an Act to fund the floating debt of the State;

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

H. B. No. 566, an Act for the relief of Edward M. Taylor, of Jackson county;

Was taken from the Calendar, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Lynch desired to have entered upon the Journal a motion to reconsider the vote by which H. B. No. 656 was referred to the Committee on Ways and Means.

H. B. No. 376, an Act to reduce the compensation of the members of the Legislature.

Mr. Street moved that the bill be considered engrossed, read the third time and placed upon its final passage.

Mr. Cessor moved, as an amendment, to strike out 400 wherever it occurs, and insert 500. Also, to strike out ten cents wherever it occurs and insert twenty cents.

The amendment was adopted, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cessor, Christmas, Cotten, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Monroe, McNessee, Nathan, Palmer, Peal, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Willborn, Williams, White, Washington Walker of Alcorn, Walker of Monroe and Mr. Speaker—47.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Mackey, Martin, Peyton, Reese, Rogers of Yalobusha, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Shorter, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—38.

Mr. Smith, in explaining his vote, said: I vote aye, because I believe that my people will think that I could not properly represent them for that amount of money, and do them justice, when warrants are worth seventy cents on the dollar.

At 2:20 o'clock, Mr. Street moved to adjourn;

Which was lost.

Mr. Champlin moved to indefinitely postpone the bill;

Which was carried.

Mr. Cessor moved to reconsider vote last had, and to table the motion to reconsider.

Mr. Tison, at 2:25, moved to adjourn;

Which was lost;

And the motion to reconsider the indefinite postponement, was laid upon the table.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills, have examined, found correctly enrolled, and this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

S. B. No. 270, an Act for the relief of Mrs. Kate Nelms and H. S. Harkleroads, of DeSoto county, Miss.

H. B. No. 432, an Act to authorize the payment of outstanding interest bearing school warrants in Monroe county.

H. B. No. 590, an Act to incorporate the Board of Trade of the City of Columbus.

H. B. No. 583, an Act to prevent the sale of vinous and spirituous liquors in the town of Meadville, Franklin county, in this State, or within two miles of the Court-house.

H. B. No. 587, a bill to be entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for Bolivar, Washington and Issaquena counties.

H. B. No. 384, an Act to prevent the sale of vinous and spirituous liquors in the town of Claiborne, in Jasper county.

H. B. No. 119, an Act to provide for the payment of the outstanding school teachers' warrants in the several counties in this State.

H. B. No. 684, an Act making an appropriation to defray the expenses of the present Legislature.

H. B. 652, an Act to repeal an Act in relation to the school district of the city of Aberdeen.

H. B. 601, an Act to incorporate the Loving Sisters Building Society of Vicksburg.

Respectfully,

JOHN W. RANDOLPH,

*Chairman on the part of the House.*

At 2:28 o'clock, the House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

WEDNESDAY, January 20, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. W. H. Gray, of Washington county.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—94.

ABSENT—Messrs. Akers, Brunt, Byrd of Franklin, Boyd of Warren, Cowart, Clemens, Chiles, Campbell, French, Huggins, Leggett, Matthews, Morgan, Packwood, Reese, Smith of Jasper, Stone, Spelman and Thompson of Lowndes—19.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Messrs. Brunt and Akers, from day to day, on account of sickness; and to Spelman, for one day.

Col. W. L. Nugent, in behalf of the Committee of the Tax-Payers' Convention, presented to the House a petition of the tax-payers of the State of Mississippi.

The petition was received and referred to the Committee on Retrenchment and Reform.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No. 541, an Act for the relief of Joseph Willis, late State Architect.

S. B. No. 464, an Act to repeal an Act to compel Tax Collectors to make prompt payment of public funds.

H. J. Res. No. 5, in relation to the payment of expenses in-

curred by the joint committee appointed to investigate the charges against Abel Alderson.

S. B. No. 388, an Act to reduce the salaries of public officers.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, MISS., January 20, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 684, an Act to make an appropriation to pay the expenses of the present Legislature.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

MR. SPEAKER—The Judiciary Committee to whom was referred the following House Bills, have had said bills under consideration, and instructed me to report the same back, and recommend that they do pass, as amended, viz.:

H. B. No. 719, an Act to change the rules of evidence in certain cases.

H. B. No. 777, an Act in relation to new trials to Justices of the Peace in this State.

H. B. No. 648, an Act to repeal an Act to establish the legal rate of interest. The committee beg leave to report, by way of amendment for all the bill after the title, the following substitute.

H. B. No. 726, an Act to authorize citizens of this State to waive their rights of redemption, with amendment.

H. B. No. 724, an Act to amend section 315, article 18, chapter 3, of the Revised Code of 1871, relative to official bonds, with amendment.

Petition of Wm. B. Hodges, to have his disabilities removed, have had said petition under consideration, and instructed me to report the same back, with the accompanying bill, and recommend the same do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

H. B. No. 719, was recommitted to the Committee on Judiciary, by request of the Chairman, on account of informality in the report.

H. B. No. 777, was taken up, and the amendment recommended by the Committee, to-wit:

Add after the words, "given cases," in section 1, the words,

"and the Justice of the Peace shall give the opposite party two days' notice before hearing the motion for such new trial."

The bill and amendment were recommended to the Judiciary Committee.

Mr. Clover, by general consent, introduced the following resolution:

*Resolved*, That the Door-keeper of this House be authorized to select and appoint his own assistant;

Which was adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House, that the Senate has concurred in House amendment to the following entitled bill:

S. B. No. 463, an Act to require consolidated Railroad Companies to file with the Secretary of State, copies of their articles of consolidation.

The Senate has also concurred in House amendment to Senate amendment to H. C. R. No. 23, in relation to Alcorn University.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 648 was taken up, and the substitute reported by the Committee, viz.: H. B. No. 787, was read twice under the rules.

Mr. Street offered the following amendment:

*Provided*, That persons paying taxes on notes or other claims may charge the amount so paid in addition to the rates allowed by law.

Mr. Ford moved to table the amendment;

Which was carried;

And the bill was considered engrossed, read the third time, and passed; title standing as read.

Further action on the bill was precluded by the usual motion to reconsider and table.

By general consent, Mr. Kandolph introduced H. C. Res. No. 28, in relation to Alcorn University;

Which was read and adopted.

H. B. No. 726, and the amendment, viz.: Amend by inserting after the word "realty" in last line of section 1, the words "when becoming a surety on any official bond, and shall file a written waiver of such exemption with the bonds upon which he becomes a surety;

Were taken up, and the bill and the amendment were recommended to the Committee on Judiciary.

H. B. No. 724 was taken up, and amendment reported by the committee, viz.: Amend by adding, at the end of section 1, the words "but shall not work a release of the securities on the original bond."

The amendment was adopted, and the bill being considered engrossed, was read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 788, reported by the Committee on Judiciary, was read three several times, under the rules, and passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

Mr. Street presented to the House the credentials of Mr. H. H. Southworth, the Representative elect from Carroll county, and the gentleman came forward and was sworn in as a member of the House.

Mr. Gayles, at 1:10 o'clock, moved to adjourn;

Which was lost.

S. B. No. 464, an Act to repeal an Act to compel Tax Collectors to make prompt payment of public funds;

Was taken from the Speaker's table, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 388, an Act to reduce the salaries of public officers;

Was taken up, read once, and lies over under the rules.

Mr. Champlin, at 1:35 o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,

*Clerk of the House of Representatives.*

THURSDAY, January 21, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Str et. Stone, Spelman, Smothers, Stubbs, Sykes, Simmons, Sullivan, Southworth, Tate, Thompson of Greene, Tison, Will-

born, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—91.

ABSENT—Messrs. Akers, Avery, Brunt, Byrd of Franklin, Cowart, Clemens, Chiles, Campbell, French, Gill, Harrison, Huggins, Johnson of Itawamba, Kendrick, Leggett, Morgan, Mosely, Rogers of Marshall, Shorter, Truchart, Thompson of Montgomery and Thompson of Lowndes—23.

The reading of the Journal of yesterday was dispensed with.

Leave of absence, from day to day, was granted to Messrs. Thompson, Johnson of Itawamba, and Mosely, on account of sickness; to Messrs. Campbell and Brunt, from day to day.

#### INTRODUCTION OF BILLS.

Mr. Walker, by general consent, introduced H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company, Alcorn county, Miss.;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Stevens introduced H. B. No. 790, an Act entitled an Act to authorize and require Tippah county to pay over to Union county certain Chickasaw school funds to which the latter county is entitled;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Stevens introduced H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. Stevens introduced H. B. No. 792; an Act to extend the time for holding Circuit Court in the county of Union;

Which was read twice under the rules, and referred to the Judiciary Committee.

Mr. Peyton introduced H. B. No. 793, a bill to be entitled an Act for the relief of James H. Bowman, of Hinds county, Miss.;

Which was read twice under the rules, and referred to the Committee on Claims.

Mr. Bufkin introduced H. B. No. 794, an Act for the relief of Lot Smith and M. M. Smith, his wife, of Copiah county, Miss.;

Which was read twice under the rules, and referred to Judiciary Committee.

Mr. Eckford introduced H. B. No. 795, an Act entitled an Act to authorize the Board of Supervisors of Lee county, to sell certain lands, and for other purposes;

Which was read twice under the rules, and referred to the Committee on County Affairs.

Mr. Martin introduced H. B. No. 796, an Act for the relief of J. H. Grisham;

Which was read twice under the rules, and referred to Committee on Claims.

Mr. Champlin introduced H. B. No. 797, an Act to declare Harriet Thompson and Henry Philpot, heirs-at-law of Henry Philpot and Elizabeth Philpot, deceased;

Which was read twice under the rules, and referred to Committee on Claims.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 394, an Act to provide for the conveying of convicts to the Penitentiary.

S. B. No. 478, an Act for the relief of John J. Smith, Commissioner to investigate the State Hospital, at Natchez.

H. B. No. 721, an Act to amend section 367, of the Revised Code of 1871, in relation to publishing said section with each election notice.

H. B. No. 753, an Act for the relief of J. Q. Travis, Sheriff and Tax Collector of Pike county.

The Senate has failed to pass the following bills:

H. B. No. 730, an Act to change the time of holding the Circuit Court in the counties of Colfax and Winston, in the Seventh (7) Judicial District.

H. B. No. 683, an Act to amend section 2, of an Act approved May 13, 1871, in relation to the investment of the Agricultural College Land Scrip, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, January 21, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 354, an Act to prevent the sale of vinous and spirituous liquors within two miles of the town of Claiborne, in the county of Jasper.

H. B. No. 583, an Act to prevent the sale of vinous and spirituous liquors in the town of Meadville, Franklin county, in this State, or within two miles of the Court-house.

H. B. No. 652, an Act to repeal an Act entitled an Act in relation to the School District of the city of Aberdeen, and for other purposes, approved April 17, 1873.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

Mr. Stone introduced H. B. 738, an Act making an appropriation for deficiency in Judiciary account for 1874;

Which was read first and second time.

And the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its Chairman, Mr. Avery, reported the bill back to the House, with the recommendation that it do pass. The report was received; the bill considered engrossed, and under a suspension of the Constitutional rule, was read a third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Atkins, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Chavis, Devall, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Hasie, Johnson of DeSoto, Landers, McFarland, McCain, Monroe, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Smothers, Stubbs, Simmons, Sullivan, Southworth, Truehart, Tate, Tison, White, Washngton, Walker of Monroe, and Wynn—71.

NAYS—Messrs. Boyd of Oktibbeha, Howard, Harris, Smith of Tunica, Sykes, Walker of Alcorn—6.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF COMMITTEE ON WAYS AND MEANS.

MR. SPEAKER—The Committee on Ways and Means have instructed me to make the following report:

H. B. No. 649; recommend that it do not pass.

H. B. No. 759; recommend that it do not pass.

S. B. No. 385; recommend that it do not pass.

S. J. R. No. 43, with amendment, and recommend it do pass.

S. B. No. 464, by substitute, and recommend that the substitute do pass.

Respectfully,

M. B. SULLIVAN,  
*Chairman.*

The report was received;

And the substitute for S. B. No. 464, viz.: H. B. No. 799, an Act to amend an Act entitled an Act to compel Tax Collectors to make prompt payment of public funds, approved December 24, 1874;

Was taken up, read three times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table;

And S. B. No. 464 was indefinitely postponed.

S. J. Res. No. 43, with the following amendment reported by the committee, viz : Amend by inserting after the words "certificates of indebtedness," in the fourteenth line, "that the State Treasurer is authorized by law to cancel," and after the words "certificates of indebtedness," in the twenty-eighth line, insert the words "that the State Treasurer is authorized by law to cancel;"

Was taken up, the amendment adopted, the resolution read a third time and passed; title standing as stated.

S. B. No. 385, an Act to amend an Act entitled an Act to provide for the payment of the Constitutional Convention warrants;

Was taken up, and the bill was indefinitely postponed.

H. B. No. 759, an Act to amend an Act to regulate the payment of taxes, and for other purposes, approved April 17, 1873;

Was taken up, and the bill indefinitely postponed.

H. B. No. 649, an Act to repeal an Act in relation to the State Board of Equalization;

Was taken up.

Mr. Tison moved to consider the bill engrossed, read the third time and placed upon its final passage:

The morning hour having expired, the consideration of the business on the Speaker's table was postponed till the bill before the House should be disposed of.

Mr. Clover moved to table the motion that the bill be considered engrossed, etc.

Mr. Walker, of Monroe, moved the previous question;

Which was carried.

Mr. Rogers moved to reconsider the motion for the previous question.

Mr. Walker, of Monroe, moved to table;

Which was lost.

And the bill considered engrossed, read a third time and passed by the following vote; title standing as stated.

YEAS—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Caradine, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hicks, Howard, Landers, McCain, Mackey, Martin, McNeese, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Greene; Tison, Willborn, Walker of Alcorn, Walker of Monroe and Wynn—49.

NAYS—Messrs. Avery, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Chamberlin, Christmas, Cotten, Chavis, Davis, Edwards, Fitzhugh, Gill, Gayles, Handy, Harrison, Hasie, Johnson of DeSoto, Jones, Monroe, Matthews, Nathan, Palmer, Peal, Rogers of Marshall, Smith of Tunica, Smith of Claiborne, Stone, Smothers, Sykes, Simmons, Sullivan, Truehart, Weatherly and Mr. Speaker—35.

Further action on the bill was precluded by the usual motion to reconsider and table.

Mr. Randolph, in explaining his vote, said:

MR. SPEAKER—The bill which proposes to repeal the Equalization Act is intended, I believe, to relieve the people, and the Equalization Act itself having worked a hardship, and being of but a little benefit in the present form, I vote for its repeal. I am in favor of an Equalization Law but not such an one as the one we have. The Board of Equalization, it is true, lowered the tax in my county, but still this is not felt.

Mr. Ford, in explanation of his vote, said:

I vote aye, not because I am opposed to an Equalization Board. I am decidedly in favor of one; but I wish it composed of six Commissioners—one from each Congressional District—appointed by the Governor, with a view to their qualifications alone, and the Governor himself to be a member and *ex-officio* President of the Board. These six Commissioners should be paid very little, if anything, more than their expenses in discharging their duties as such Commissioners.

#### SENATE MESSAGES.

S. B. No. 478, an Act for the relief of John J. Smith, Commissioner to investigate the State Hospital of Natchez;

Which was taken up, read twice under the rules, and referred to the Committee on Claims.

S. B. No. 394, an Act to provide for the conveying of convicts to the Penitentiary;

Which was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Rogers, by general consent, introduced H. B. No. 800, an Act for the relief of Joshua Phillips, of Marshall county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 388, an Act to reduce the salaries of public officers;

Was taken from the Calendar, read the second time, and referred to the Committee of the Whole.

S. J. Res. No. 36, a joint resolution relative to an amendment to the Constitution of the State of Mississippi for the purpose of reducing the number of Chancellors;

Was taken from the Calendar, and passed its third reading by the following vote:

YEAS—Messrs. Atkins, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Bufkin, Caradine, Cook, Champlin, Chamberlin, Chrismas, Chandler, Cotten, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Landers, Mackey, Monroe, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers

of Yalobusha, Richards of Yazoo, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Smothers, Stubbs, Sykes, Simmons, Southworth, Thompson of Greene, Tison, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn—76.

NAYS—Mr. Randolph—1.

Mr. Peyton, by general consent, introduced H. B. No. 801, an Act for the relief of Wm. F. Barisford, teacher of public schools at Boltons, Miss., and for other purposes;

Which was read twice under the rules, and referred to the Committee on Education.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., January 21, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House, without his signature,

H. B. No. 601, an Act to incorporate the Loving Sisters' Building Society, of the city of Vicksburg;

And to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

The following veto message was taken up and read, and, with the bill, referred to the Committee on Corporations.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., January 21, 1875. }

*To the House of Representatives :*

GENTLEMEN—I herewith return, without my approval, H. B. No. 601, an Act to incorporate the Loving Sisters' Building Society, of Vicksburg, for the reason that all the privileges desired can be obtained under the provisions of the Revised Code of 1871.

Respectfully,

ADELBERT AMES,  
*Governor.*

Under a suspension of the rules, Mr. Hasie introduced H. B. No. 802, an Act to establish a male and female Normal school at Hillsboro, Scott county, Miss.;

Which was read twice under the rules, and referred to the Committee on Education.

Mr. Harris introduced the following resolution:

*Be it resolved by the House, the Senate concurring, That the President of the Senate and the Speaker of the House are*

hereby instructed to adjourn their respective houses, on Friday, the 12th day of February, 1875.

Mr. Gayles moved that the resolution be referred to the Committee on Retrenchment and Reform.

Carried, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Chamberlin, Christmas, Cotten, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, Landers, McCain, Monroe, McNeese, Nathan, Patterson, Palmer, Peal, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Willborn, Williams, Weatherly, White, Washington and Mr. Speaker—46.

NAYS—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Mackey, Martin, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Jasper, Street, Stone, Stubbs, Southworth, Tate, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—44.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 799, to amend an Act to compel Tax Collectors to make prompt payment of public funds.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### NOTICE OF INTRODUCTION OF BILLS.

By Mr. Denson—

I hereby give notice that I will, on to-morrow or at some early day, introduce a resolution to provide for an evening session, in addition to the morning session, now provided under the rules.

By Mr. Truehart—

*Resolved*, That when the House adjourn on Friday, the 22d, that it shall be till Monday, the 25th.

Mr. Gayles moved to table;

Which was carried.

H. B. No. 516, an Act to amend the laws of the State, was taken from the Calendar and indefinitely postponed.

By Mr. Eckford—

*Resolved by the House, the Senate concurring*, That the

President of the Senate and Speaker of the House adjourn their respective bodies *sine die*, February 15, 1875, at 12 M.

Mr. Gayles moved to amend the resolution by striking out the "15th," and inserting the "26th."

Mr. Sullivan moved to table the resolution and amendment; Which was carried.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

H. B. No. 798, an Act making an appropriation for deficiency in Judiciary account of 1874.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills have examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 634, an Act to authorize Tax Collectors to receive the uncollected taxes without damages, until January 31st, and for other purposes.

H. B. No. 650, an Act to amend an Act to incorporate the town of Falkner, in Tippah county.

H. B. No. 618, an Act to change the time for holding the Chancery Court of Copiah county.

H. B. No. 670, an Act for the relief of the Superintendent of Education of Choctaw county.

H. B. No. 541, an Act for the relief of Joseph Willis, late State Architect.

H. B. No. 525, an Act to provide for the indexing of the records of deeds in Franklin county.

H. B. No. 701, an Act to repeal sections 6 and 7 of an Act to incorporate the town of Dumas, in Tippah county.

H. B. No. 517, an Act for the relief of Mr. Greenhood, of Clarke county, Miss.

H. B. No. 427, an Act for the relief of L. M. Garrett.

H. B. No. 207, an Act to extend the corporate limits of the town of Lodi, Montgomery county, Miss.

H. B. No. 215, an Act to amend an Act entitled an Act to authorize W. T. Landrum and A. H. Cotton to construct a turnpike over Yockanookany swamp and to build a bridge over Yockanookany river, in Leake county.

H. B. No. 61, an Act to amend an Act entitled an Act to authorize the Boards of Supervisors of Wilkinson, Lowndes

and Warren counties to issue county bonds and fund the debt of their counties.

H. B. No. 95, a bill to be entitled an Act to relieve overseers of public roads from service as Grand Jurors.

H. C. R. No. 23, in relation to the Alcorn University.

Respectfully,

J. W. RANDOLPH,

*Chairman on part of the House.*

Mr. Hasie, at 1:30 o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,

*Clerk of the House of Representatives.*

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FRIDAY, January 22, 1875.

The House met pursuant to adjournment, Speaker Shadd in the chair.

Prayer by Rev. Mr. Green.

Roll call:

PRESENT—Messrs. Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Clover, Caradine, Cook, Cessor, Chamberlin, Christmas, Cowart, Chandler, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, McFarland, McCain, Mackey, Monroe, Matthews, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Southworth, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—82.

ABSENT—Messrs. Atkins, Akers, Brunt, Byrd of Franklin, Boyd of Yazoo, Bufkin, Champlin, Cotten, Clemens, Campbell, Eckford, Foxworth, French, Howard, Huggins, Johnson of Itawamba, Kendrick, Leggett, Lynch, Landers, Morgan, Moseley, Martin, Reese, Spight, Smith of Claiborne, Stubbs, Sullivan, Tate, Thompson of Greene, Willborn and Weatherly—31.

The reading of the Journal was dispensed with.

Leave of absence from day to day was granted to Messrs. Weatherly, Atkins, Martin and Eckford; and Mr. Reese, for one day.

Mr. Street, under a suspension of the rules, introduced H.

B. No. 803, an Act to amend the laws in relation to public education;

Which was read twice under the rules, and referred to the Committee on Education.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. J. Res. No. 35, relative to an amendment of the Constitution of the State of Mississippi, providing for biennial sessions of the Legislature.

S. C. Res. No. 44, in relation to the Levee Investigating Committee.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

REPORT OF THE COMMITTEE ON PUBLIC EDUCATION.

MR. SPEAKER—Your Committee on Public Education to whom was referred H. B. No. 767, an Act to provide for the payment of the outstanding School Teachers' Warrants, in the counties of Lincoln, Frankin and Pontotoc, in this State, have had said bill under consideration, and instructed me to report the same back to the House, with the recommendation that it do pass.

Respectfully,

GEO. E. HASIE,  
*Chairman.*

The report was received.

Mr. Applewhite offered the following amendment:

Insert after the word "warrants," in the twelfth line, the words, "issued prior to the said first day of September, 1873."

Mr. Lynch moved to amend by including the county of Adams and city of Natchez.

The amendment was adopted, and the bill was read the third time and passed.

The title was amended so as to include the county of Adams and city of Natchez.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 22, 1874. } •

MR. SPEAKER—I am directed, by His Excellency, the Governor, to return to the House, without his signature, H. B. No.

587, entitled a bill to be entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for Bolivar, Washington and Issaquena counties, approved April 4, 1872, and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

The Committee on Public Education reported H. B. No. 686, an Act to amend the laws of the State in relation to public education, without recommendation.

The report was received.

Mr. Gill moved to strike out the words "and required," in section 2, and to strike out the word "required," and insert the word "authorized," in section 3.

The amendment was adopted.

Mr. Rogers moved to indefinitely postpone.

Mr. Gill moved to table;

Which was carried;

And the bill was considered engrossed, read the third time and passed, by the following vote; title standing as stated:

YEAS—Messrs. Boyd of Oktibbeha, Caradine, Cotten, Chiles, Chavis, Davis, Fitzhugh, Gill, Gayles, Handy, Hicks, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Monroe, Matthews, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams and Washington—40.

NAYS—Messrs. Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Chandler, Crecelius, Devall, Denson, Feemster, Foxworth, Garrett, Greer, Graham, Horton of Pontotoc, Harris, Mackey, Packwood, Rogers of Marshall, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Southworth, Thompson of Greene, Tison, White, Walker of Alcorn, Walker of Monroe and Wynn—35.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Public Education reported H. B. No. 519, an Act for the relief of Geo. Barrows, of Copiah county, back to the House, with the recommendation that it do pass.

The report was received, and the bill was indefinitely postponed.

The Committee on Public Education reported H. B. No. 746, an Act to authorize the Board of Supervisors of Marshall county to provide necessary furniture for the office of County Superintendent of Education, and recommended its passage.

The report was received.

Mr. Gill moved to amend by adding no more than one hundred dollars shall be expended for this purpose.

Mr. Street moved to table the bill;

Which was lost;

And the bill was considered engrossed, read the third time, and passed; by the following vote, title standing as stated.

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Chrismas, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Gayles, Handy, Harrison, Hasie, Johnson of DeSoto, Jones, McCain, Monroe, Matthews, Nathan, Patterson, Palmer, Peal, Peyton, Richards of Lowndes, Smith of Claiborne, Stone, Spelman, Shorter, Sykes, Simmons, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Washington and Walker of Monroe—40.

NAYS—Messrs. Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlain, Cotten, Crece-lius, Devall, Denson, Feemster, Foxworth, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Mackey, McNeese, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—39.

Further action on the bill was precluded by the usual motion to reconsider and table.

Mr. Harris, in explaining his vote, said:

I vote no, because I am opposed to creating additional expenses in counties for furniture for county officials.

By general consent, Mr. Edwards, of Warren, introduced for reference, H. B. No. 804, an Act to provide for the support of sick and insane persons of the State in the Hospital in the city of Vicksburg;

Which was read twice under the rules, and referred to the Committee on Appropriations.

By general consent, Mr. Clover introduced H. B. No. 805, an Act for the assessment of property.

The bill was referred to the Committee on Ways and Means.

Mr. Gill offered the following resolution:

*Resolved*, That the Committee on Ways and Means be authorized to print 150 copies of H. B. No 805.

The motion was adopted.

Mr. Clover moved to reconsider and table;

Which was carried.

By general consent, Mr. Cessor introduced the following resolution:

*Resolved*. That the Speaker and Clerk of the House are hereby authorized to sign a certificate in favor of J. K. Castle, to the amount of thirty dollars, for services rendered as Assistant-Sergeant-at-Arms during the late illness of the Sergeant-at Arms.

The resolution was adopted.

Mr. Gayles moved to reconsider the vote last taken, and to table the motion to reconsider;

Which was carried.

The Committee on Public Education reported H. B. No. 490, an Act to amend the school laws of this State, so as to create special school districts in towns divided by county lines, and for other purposes, and recommend its passage.

The report was received.

Mr. Tison moved that the bill be considered engrossed, read the third time and placed upon its final passage.

The motion prevailed;

And the bill was read the third time and passed; title standing as read.

Mr. Cessor moved to reconsider;

Which was lost.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., January 22, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 570, an Act for the relief of the County Superintendent of Choctaw county.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

The Committee on Public Education reported H. B. No. 779, an Act to extend the benefit of the Common School Fund to all the educable children of this State, and recommend its passage.

The report was received.

Mr. Gilmer moved that the bill be considered engrossed, read a third time, and placed upon its final passage.

The motion prevailed;

And the Bill passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

The Committee on Public Education reported H. B. No. 711, an Act to reduce the compensation of the Superintendent of Education of Prentiss county, with the recommendation that it should not pass.

The report was received.

Mr. Street moved that the bill be considered engrossed, and read the third time.

Mr. Ford moved the previous question on the whole matter.

Mr. Walker, of Monroe, moved to lay the bill upon the table;

Which was lost;

And under the previous question, the bill was considered engrossed and read the third time, by the following vote:

YEAS—Messrs. Archer, Byrd of Pearl, Boyd of Attala, Cook,

Champlin, Chamberlin, Christmas, Chandler, Chiles, Crecelius, Chavis, Devall, Denson, Fitzhugh, Feemster, Gill, Gilmer, Green, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harris, Landers, McFarland, McCain, Mackey, Monroe, McNeese, Patterson, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Wynn—51.

**YAYS**—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cessor, Cowart, Cotten, Davis, Edwards, Ford, Gayles, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, Matthews, Nathan, Palmer, Peal, Randolph, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Southworth, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington and Walker of Monroe—36.

Mr. Street moved the previous question on the passage of the bill, and under the operation thereof the bill passed, by a vote of 38 to 36; title standing as stated.

Mr. Street moved to reconsider the action first had, and to table the motion to reconsider.

The motion prevailed, by the following vote:

**YEAS**—Messrs. Applewhite, Archer, Bryd of Pearl, Boyd of Attala, Cook, Champlin, Cessor, Chamberlin, Chandler, Cotten, Crecelius, Chavis, Devall, Denson, Feemster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hicks, Harris, Lynch, Landers, McFarland, McCain, Mackey, McNeese, Peyton, Packwood, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn.—45.

**NAYS**—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Christmas, Cowart, Chiles, Davis, Edwards, Ford, Gill, Green, Gayles, Handy, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Monroe, Matthews, Nathan, Patterson, Palmer, Peal, Randolph, Stevens, Smith of Tunica, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington, and Walker of Monroe—42.

The Committee on Public Education reported H. B. No. 639, an Act to provide for the punctual payment of the teachers in the public schools of the State, and recommend its passage.

The report was received.

Mr. Sullivan moved to amend, by adding the following sections:

*Be it further enacted*, That no distribution of the four-mill tax of 1873, shall be made, but the amount paid in each county, shall be placed to the credit of the Teachers' Fund of the county in which it is paid.

*And provided further*, That the State Treasurer be, and he

is hereby required to return to the County Treasurers, the amount received from them for State school tax for the fiscal year 1873.

Mr. Hasie moved to amend as follows:

Strike out all of section 1, after the word "counties," in the tenth line, and insert: "the amount of the four-mill tax known as the Teachers Fund Tax.

The bill and amendments were referred to a special committee of three, with instructions to report at any time.

The chair appointed as such committee: Messrs. Sullivan, Rogers, of Yalobusha, and Hasie.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your Joint Standing Committee on Enrolled Bills, have this day examined and found correctly enrolled, and have presented to His Excellency, the Governor, for his signature, the following entitled bills, to-wit:

H. B. No. 721, an Act to amend section 367 of the Revised Code of 1871, in relation to publishing said section in each notice of elections.

H. B. No. 753, an Act for the relief of J. Q. Travis, Sheriff and Tax Collector of Pike county.

H. B. No. 798, an Act making an appropriation for deficiency in Judiciary account for 1874.

H. B. No. 799, an Act to amend an Act entitled an Act to compel Tax Collectors to make prompt payment of public funds.

H. J. Res. No. 25, in relation to the pay of the late Hon. William Thames, Representative from Newton county.

H. J. Res. No. 5, an Act in relation to the payment of expenses incurred by the Joint Committee appointed to investigate the charges against the Hon. Atle Alderson, late Judge.

Respectfully submitted,

JOHN W. RANDOLPH,

*Chairman on the part of the House.*

The report was received and ordered spread upon the Journal.

Mr. Street moved that when the House adjourned, it should be until Monday, at 10 o'clock.

Which was carried, by the following vote:

YEAS—Messrs. Applewhite, Archer, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Cook, Champlin, Chamberlin, Christmas, Cowart, Cotten, Chiles, Crecelius, Devall, Denson, Edwards, Feemster, Ford, Gilmer, Green, Greer, Graham, Horton of Pontotoc, Hasie, Lynch, Landers, McFarland, McCain, Monroe, McNeese, Nathan, Packwood, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stone, Spelman, Sullivan, Truehart, Thompson of Montgomery, White, Washington, Walker of Monroe and Wynn—48.

NAYS.—Messrs. Avery, Boyd of Yazoo, Bufkin, Clover, Caradine, Chandler, Chavis, Davis, Fitzhugh, Gill, Gayles, Garrett, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Mackey, Patterson, Palmer, Peal, Randolph, Stevens, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Thompson of Greene, Tison and Williams—33.

Mr. Applewhite gave notice that he would move to have reconsidered the vote whereby H. B. No. 516 was indefinitely postponed.

Mr. Champlin offered the following resolution:

*Resolved*, That the use of this Hall be granted to Prof. Forshey, to address the people on the subject of making county maps, showing the lands belonging to the United States, to this State, and to individuals, to-morrow evening.

The resolution was adopted.

#### REPORT OF COMMITTEES.

The Judiciary Committee reported S. B. No. 382, changing the time of holding Chancery Court, in Choctaw and Sumner counties, and transferring Choctaw county from the 12th to the 13th Chancery District, and recommend its passage.

The report was received, and bill placed upon the Calendar.

The special committee of three appointed to consider H. B. No. 639, reported a substitute, H. B. No. 806;

Which was read three several times and passed; title standing as stated.

Mr. Sullivan moved to reconsider action just had, and to table the motion to reconsider;

Which was carried.

Mr. Lynch, at 2:10 o'clock, moved to adjourn;

Which was carried, by the following vote:

YEAS—Messrs. Applewhite, Avery, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Chiles, Crece-lius, Davis, Devall, Denson, Edwards, Feenster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Harrison, Lynch, Landers, McFarland, McCain, McNeese, Nathan, Patterson, Packwood, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, White, Washington, Walker of Monroe and Wynn—53.

NAYS—Messrs. Archer, Boyd of Warren, Clover, Cessor, Cotten, Chavis, Fitzhugh, Gill, Green, Gayles, Handy, Harris, Johnson of DeSoto, Jones, Mackey, Monroe, Matthews, Peal, Rogers of Marshall, Stevens, Smith of Tunica, Shorter, Smothers, Sykes, Truchart, Tison and Williams—28.

H. W. WARREN,

*Clerk of the House of Representatives.*

MONDAY, January 25, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by the Rev. Mr. Harris.

Roll call:

PRESENT—Messrs. Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Chavis, Eckford, Edwards, Ford, Gilmer, Gayles, Garrett, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, McCain, Mackey, Monroe, Matthews, McNeese, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha; Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Smothers, Sykes, Simmons, Sullivan, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Willborn, Williams, Weatherly, White, Washington, Wynn—73.

ABSENT—Messrs. Atkins, Avery, Applewhite, Akers, Brunt, Byrd of Franklin, Cessor, Clemens, Campbell, Crecelius, Davis, Devall, Denson, Fitzhugh, Feemster, Foxworth, French, Gill, Green, Greer, Horton of Calhoun, Harris, Huggins, Johnson of Itawamba, Kendrick, Leggett, Lynch, Landers, McFarland, Morgan, Mosely, Martin, Nathan, Smith of Claiborne, Spelman, Shorter, Stubbs, Truehart, Tison, Walker of Alcorn, Walker of Monroe and Mr. Speaker—41.

The reading of the Journal was dispensed with.

#### LEAVE OF ABSENCE.

Leave of absence was granted to Messrs. Truehart and Gilmer from day to day.

By general consent, S. B. No. 382, an Act to transfer Choctaw county from the Eleventh to the Thirteenth Chancery District, and to change the time for holding the Chancery Court in Choctaw and Sumner counties;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT,  
JACKSON, Miss., January 25, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 95, an Act to relieve overseers of public roads from service as Grand Jurors.

H. B. No. 207, an Act to extend the corporate limits of the town of Lodi, Montgomery county.

H. B. No. 215, an Act to amend an Act entitled an Act to authorize W. T. Landrum and A. H. Cotton, to construct a turnpike over Yockanookany swamps, and to build a bridge over the Yockanookany river, in Leake county.

H. B. No. 517, an Act for the relief of M. Greenhood, of Clarke county.

H. B. No. 525, an Act to provide for indexing the records of deeds in Franklin county.

H. B. No. 618, an Act to change the time for holding the Chancery Court of Copiah county.

H. B. No. 701, an Act to repeal sections 6 and 7 of an Act entitled an Act to incorporate the town of Dumas, in Tippah county.

H. J. Res. No. 5, for the payment of expenses incurred by the joint committee appointed to investigate the charges against the Hon. Abel Alderson.

H. J. Res. No. 25, a joint resolution to pay the widow of the late William Thames, of Newton county, his salary for the present term.

H. B. No. 427, an Act for the relief of L. M. Garrett, editor and proprietor of the *Carthaginian*.

H. B. No. 798, an Act making an appropriation to pay a deficiency in the Judiciary appropriation for the year A. D., 1874.

H. B. No. 721, an Act to amend section 367 of the Revised Code of 1871, in relation to publishing said section with election notices.

H. B. No. 650, an Act to amend an Act entitled an Act to incorporate the town of Falkner, in Tippah county, approved April 2, 1874.

H. B. No. 61, an Act to amend an Act entitled an Act to authorize the Board of Supervisors of Wilkinson, Lowndes and Warren counties to issue county bonds, and for other purposes.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. B. No. 446, an Act entitled an Act to amend section 2322, Revised Code of 1871, in relation to the right of aliens to acquire, hold and transmit land.

S. B. No. 452, an Act in relation to suits before Justices of the Peace.

S. B. No. 477, an Act for the relief of the estate of J. B. Mitchell, a lunatic.

H. B. No. 657, an Act for the relief of Adams county, and Natchez, Jackson and Columbus Railroad, and for other purposes.

H. B. No. 643, an Act to amend an Act to appropriate a new apartment for the various officers therein named, with amendments.

S. B. No. 366, an Act to repeal an Act entitled an Act to encourage the introduction of machinery and the establishment of factories in the State of Mississippi, approved April 1, 1872, and also to repeal an Act to extend the provisions of the above recited Act, approved April 17, 1873.

S. B. No. 395, an Act to incorporate the Grand Lodge of Independent Order of Odd Fellows, of the State of Mississippi.

S. B. No. 433, an Act for the relief of Norman Westervelt.

S. B. No. 481, an Act in relation to the Circuit Clerk of Franklin county.

S. B. No. 482, an Act to revive suit at law and equity.

S. B. No. 487, an Act to extend the corporate limits of the town of Lafayette, in Jefferson county, and for other purposes.

S. B. No. 490, an Act to authorize the Board of Supervisors of Lowndes county, and the Mayor and Aldermen of the city of Columbus, to appoint Commissioners to compromise and settle certain bonds of said county and city.

H. B. No. 770, an Act making an appropriation to defray the expenses of certain investigating committees.

S. J. R. No. 41, in relation to amendment to the Constitution, to provide for biennial elections.

S. J. R. No. 45, in relation to Alcorn University.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

By general consent, H. B. No. 426, an Act to reduce the expense of the Judiciary Department of the State, was taken up.

Mr. Street moved to strike out section 5.

On motion of Mr. Gill, the House went into the Committee of the Whole to further consider the bill; and after some time spent therein, the Committee rose and through its chairman, Mr. Gill, reported the bill back to the House without recommendation.

The report was received, and the bill made the special order for Wednesday, at 11 o'clock.

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, Miss., January 25, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House without his signature, H. B. No. 482, an Act to authorize the payment of outstanding interest

bearing school warrants in Monroe county, and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed by the Senate to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 447, an Act to make warrants receivable for State and county taxes.

S. B. No. 472, a bill to be entitled an Act in relation to elections.

S. B. No. 498, an Act to provide for the payment of certain Mississippi Bonds.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

On motion of Mr. Street, the House resolved itself into the Committee of the Whole, to consider S. B. No. 388, an Act to reduce the salaries of public officers, and after some time spent therein, the committee arose, and through its Chairman, Mr. Avery, reported the bill back to the House, without recommendation.

Leave of absence was granted to the Sergeant-at-Arms, for two days.

Mr. Rogers, of Marshall, gave notice that he would on tomorrow, introduce a resolution to change the rules so as to hold evening sessions, or two sessions a day.

By Mr. Street—

*Resolved*, That the President of the State Board of Education be requested to inform the House, as soon as possible, what standard of qualification, if any, is required of appointees to the office of County Superintendent of Education.

Mr. Cessor moved to lay the resolution on the table;

Which was carried.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—The Joint Standing Committee on Enrolled Bills have examined and found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bill, to-wit:

H. B. No. 657, a bill to be entitled an Act for the relief of Adams county and the Natchez, Jackson and Columbus Railroad Company.

Respectfully,

JOHN W. RANDOLPH,

*Chairman on part of the House.*

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to wit:

S. B. No. 428, an Act to repeal an Act entitled an Act to establish the Wabalak Agricultural District.

S. B. No. 500, an Act entitled an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

## MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, January 25, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 657, a bill to be entitled an Act for the relief of Adams county and the Natchez, Jackson and Columbus Railroad Company.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

At 2 o'clock the House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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TUESDAY, January 26, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessar, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Green, Gayles, Garrett, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, McCain,

Mackey, Monroe, Matthews, McNeese, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Wynn and Mr. Speaker—84.

ABSENT—Messrs. Atkins, Akers, Applewhite, Avery, Davis, Denson, Fitzhugh, Gilmer, Greer, Horton of Calhoun, Hicks, Howard, Huggins, Johnson of Itawamba, Kendrick, Leggett, Landers, McFarland, Morgan, Mosely, Martin, Nathan, Palmer, Smith of Claiborne, Stubbs, Sykes, Thompson of Lowndes, Walker of Alcorn and Walker of Monroe—27.

The reading of the Journal was dispensed with.

Leave of absence was granted to Messrs. Howard and Applewhite, from day to day, on account of sickness; and to Messrs. Davis and Smith of Claiborne, for one day.

S. J. Res. No. 45, in relation to Alcorn University, was taken up, read the third time and passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

#### INTRODUCTION OF BILLS.

Under a suspension of the rules, the following bills were introduced:

By Mr. Avery—

H. B. No. 807, an Act to provide county maps for perfecting assessment of lands;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Tison—

H. B. No. 808, an Act to establish the fees of certain officers therein named;

Which was read twice under the rules, and referred to the Committee on Fees and Salaries.

By Mr. Peyton—

H. B. No. 809, an Act to amend an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874;

Which was read twice under the rules, and referred to the Committee on Printing.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, Miss., January 26, 1875. }

MR. SPEAKER—I am directed, by His Excellency, the Governor, to return to the House, without his signature, H. B. No.

634, an Act to authorize Tax Collectors to receive the uncollected taxes without damages, until January 31st, and for other purposes, and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

By Mr. Randolph—

H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Penitentiary.

By Mr. Rogers, of Yalobusha—

H. B. No. 811, an Act to amend the several Acts entitled respectively: An Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes, approved March 6, 1874; an Act supplemental to an Act entitled an Act to divide Yalobusha county into two Circuit and two Chancery Court Districts, approved March 24, 1873, and for other purposes, approved April 18, 1873; and an Act entitled an Act to amend section 2 of an Act entitled an Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes, approved March 24, 1873, approved April 6, 1874;

Which was read twice, under the rules, and referred to the Committee on County Affairs.

By Mr. Eckford—

H. No. 812, an Act entitled an Act to amend section 871, Revised Code, 1871, relative to the discharge of certain persons from jail;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Cessor—

H. B. No. 813, an Act to amend section 1772, of the Revised Code of 1871, in relation to the custody of minor children in certain cases;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Stone—

H. B. No. 814, an Act to make an appropriation for the State Penitentiary;

Which was read twice under the rules, and referred to the Committee on Penitentiary.

By Mr. Stevens—

H. B. No. 815, an Act for the relief of J. Prather, of Union county;

Which was read twice under the rules, and referred to Judiciary Committee.

By Mr. Spight—

H. B. No. 846, an Act for the protection of owners of land in this State;

Which was read twice under the rules, and referred to the Judiciary Committee.

By Mr. Packwood—

H. B. No. 817, an Act to amend an Act entitled an Act to amend the exemption laws of this State, approved March 30, 1872;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Graham—

H. B. No. 818, a bill to prevent certain persons from practicing medicine;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

By Mr. Graham—

H. B. No. 819, an Act to repeal an Act entitled an Act to create an additional county in this State, to be called Sumner, and to change the boundary lines of Choctaw county;

Which was read twice under the rules, and referred to the Committee on County Affairs.

By Mr. Tate—

H. B. No. 820, an Act to repeal an Act to amend the rules of practice and procedure in criminal cases in this State;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Rogers, of Marshall—

H. B. No. 821, an Act for the relief of T. F. Sigman, of Marshall county;

Which was read twice under the rules, and referred to Committee on Claims.

By Mr. Thompson, of Lowndes—

H. B. No 822, an Act to incorporate the Columbus Light or Horse Artillery;

Which was read twice under the rules, and referred to the Committee on Military.

By Mr. Chaplin—

H. B. No. 823, an Act to provide for the formation of companies for running, driving, booming, and rafting logs, timber, and lumber, and regulating the floating thereof;

Which was read twice under the rules, and referred to a Special Committee, appointed by the chair, composed of Messrs. Foxworth, Thompson of Greene, and Byrd of Pearl.

By Mr. Spight—

H. B. No. 824, an Act to amend section 253, article 13, chapter 3, of the Revised Code of 1871, in relation to physicians' fees, in certain cases;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Spight—

H. B. No. 825, an Act to amend an Act entitled an Act to amend the exemption laws of this State, approved March 30, 1872;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Spight—

H. B. No. 826, an Act to amend section 998, article 5, chapter 9, Revised Code of 1871, in relation to the office of Chancery Clerk;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Spight—

H. B. No. 827, an Act to amend an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, so far as the same relates to the county of Tippah;

Which was read twice under the rules, and referred to the Committee on Printing.

By Mr. Cowart—

H. B. No. 828, an Act to amend an Act entitled an Act to amend the law in relation to registration, and for other purposes, so far as the same relates to the counties of Simpson, Smith, Covington, Jones, Wayne, Jasper, Neshoba, Greene, Perry, Jackson, Harrison, Hancock and Pearl, and to apply the provisions of said Act, to which this is amendatory to the counties of Lawrence, Pike and Marion;

Which was read twice under the rules, and referred to the Committee on Registration.

By Mr. Gill—

H. B. No. 829, an Act to amend an Act entitled an Act to amend the laws of the State in relation to public education, approved March 19, 1874;

Which was read twice under the rules, and referred to the Committee on Education.

By Mr. Clover—

H. B. No. 830, an Act for the relief of Eli Whitney;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Chandler—

H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Chandler—

H. B. No. 832, an Act for the relief of Hoshqua Manufacturing Company, of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Garrett—

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous liquors within the 3d Beat of the 5th Supervisor's District, Tate county, Miss.;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Clover—

H. B. No. 834, a bill entitled an Act to amend section 1092 of the Revised Code of 1871, in relation to County Administrators, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Bufkin—

H. B. No. 835, an Act for the relief of Victoria Brown, of Copiah county;

Which was read twice under the rules, and referred to the Judiciary Committee.

By Mr. Wynn—

H. B. No. 836, an Act for the relief of R. V. Pearson, Sheriff, etc., of Yalobusha county, Miss.:

Which was read twice under the rules, and referred with accompanying documents, to the Committee on Claims.

Mr. Randolph—

H. B. No. 837, an Act to be entitled an Act to legalize the sale of lands for taxes in the county of Leflore, made in the year 1873;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Landers—

H. B. No. 838, an Act to amend section 1698, of article 9, of the Revised Code of 1871, in relation to the sale of delinquent lands;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Landers—

H. B. No. 839, an Act for the relief of Milford Hunter, surviving trustee;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Champlain—

H. B. No. 840, an Act to authorize J. C. Sleede, of Jackson county, to make deeds for certain lands sold him as the deputy of J. C. Clarke, Sheriff of said county, in 1871, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Champlin—

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the late Thomas B. Monroe, to make a final settlement with the heirs;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Ford—

H. B. No. 842, an Act to amend the charter of the Wanita Mills, of Lauderdale county;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Clover—

H. B. No. 843, an Act making appropriation to pay the members of the committee appointed to distribute supplies to the sufferers from the overflow of the Mississippi river;

Which was read twice under the rules, and referred to the Committee on Appropriations.

By Mr. Byrd, of Pearl—

H. B. No. 844, an Act to change the time of holding the Chancery Court in the Second Chancery District, in the counties of Marion and Hancock, and to fix the time for holding Chancery Court in the county of Pearl, in said District;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Graham—

H. B. No. 845, an Act to amend chapter 49 of Acts of 1874, it being an Act entitled an Act to regulate legal advertisements in the several Judicial Districts of Mississippi, and for other purposes, as respects Winston;

Which was read twice under the rules, and referred to the Committee on Printing.

By Mr. Rogers, of Yalobusha—

H. B. No. 846, an Act entitled an Act to repeal an Act to amend the exemption laws of this State, approved March 30, 1872;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Hicks—

H. B. No. 847, a bill to be entitled an Act to amend the law in relation to distilling spirituous liquors in the State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Manufacture and Commerce.

The regular order of business was resumed.

The Committee on Printing reported H. B. Nos. 754 and 296, with the recommendation that they do not pass.

The report was received;

And H. B. No. 754 was taken up.

Mr. Street moved that the bill be considered engrossed, read a third time, and placed upon its final passage.

Mr. Gayles moved to table;

Which was carried.

Further action on the bill was precluded by the usual motion to reconsider and table.

H. B. No. 296 was taken up.

Mr. Clover moved that the bill be indefinitely postponed;

The motion prevailed.

#### REPORT OF THE COMMITTEE ON CLAIMS.

The Committee on Claims reported favorably upon the following bills:

H. B. No. 797, an Act to declare Harriet Thompson and

Henry Philpot heirs-at-law of Henry Philpot and Elizabeth Philpot, deceased.

H. B. No. 94 $\frac{1}{2}$ , a bill to be entitled an Act for the relief of C. H. Manship.

S. B. No. 315, an Act for the relief of William W. Moore, and his wife, Jennie Moore, of Lowndes county.

S. B. No. 415, an Act for the relief of B. F. Ball and W. S. Taylor.

H. B. No. 704, an Act for the relief of Mrs. S. A. Hardin and others.

H. B. No. 640, an Act for the relief of A. T. Henderson, of Tate county.

H. B. No. 700, an Act for the relief of Wm. J. Taylor, of Tallahatchie county.

H. B. No. 732, an Act for the relief of W. H. Johnson, of DeSoto county.

H. B. No. 739, an Act for the relief of Lott Williams and son, of Leake county.

H. B. No. 691, an Act for the relief of B. F. Carr, of Montgomery county, with the following amendment:

WHEREAS, It appears that B. F. Carr, of Montgomery county, was illegally and erroneously assessed by the Assessor of said county, with personal property, under the head of "property not otherwise enumerated," for the fiscal year 1874, in excess of the actual amount owned by him, in the sum of \$1,279 00, and the State Board of Equalization having raised the property of said county six per centum, which causes the same to aggregate \$1,355 74; and

WHEREAS, The said B. F. Carr is without remedy for the State tax paid on said assessment in error, except before the Legislature; therefore,

*Be it enacted by the Legislature of the State of Mississippi,* That the sum of \$18 98 be, and is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, and the Auditor of Public Accounts is hereby authorized and directed to issue his warrant in favor of B. F. Carr for said sum.

SEC. 2. *Be it further enacted,* That this Act take effect and be in force from and after its passage.

Report and amendment received, and referred to Committee of the Whole.

H. B. No. 741, an Act for the relief of G. W. Mitchell, of Lowndes county, with the accompanying amendment:

Amend by striking out all after the enacting clause, and inserting the following:

That the sum of fifty dollars and twelve cents (\$50 12), be, and is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, and the Auditor of Public Accounts is hereby authorized and directed to issue his warrant in favor of G. W. Mitchell for said sum.

SEC. 2. *Be it further enacted,* That this Act take effect and be in force from and after its passage.

The report was received, and the bill and amendments referred to the Committee of the Whole.

H. B. No. 797 was taken up, and referred to the Committee on Judiciary

H. B. No. 94 $\frac{1}{2}$  was placed upon the Calendar.

S. B. No. 315 was referred to the Judiciary Committee.

S. B. No. 415 was considered engrossed, read the third time, and passed; title standing as stated.

H. B. No. 704 was read the third time and passed; title standing as stated.

H. B. No. 640 was read the third time and passed; title standing as read.

H. B. No. 700 was taken up, and the House resolved itself into a Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the Committee rose, and through its chairman, Mr. Avery, reported the bill back to the House, with the recommendation that it do pass.

The report was received, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Warren, Bufkin, Clover, Caradine, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, Devall, Eckford, Feemster, Ford, Foxworth, Gill, Green, Gayles, Graham, Horton of Pontotoc, Handy, Hicks, Harris, Huggins, Johnson of DeSoto, Jones, Monroe, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Smith of Tunica, Stockstill, Stone, Smothers, Simmons, Sullivan, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington and Wynn—62.

NAYS—Messrs. Boyd of Attala, Cook, Campbell, Landers, Spight and Street—6.

H. B. No. 732 was referred to the Committee of the Whole.

H. B. No. 739 was taken up, and the following amendment was adopted:

Amend by striking out one hundred and eighty dollars wherever it appears, and insert fifty-six dollars;

And the bill, as amended, was referred to the Committee of the Whole.

Mr. Clover, on behalf of the Committee on Claims, reported unfavorably on the following bills, viz: H. B. Nos. 752, 557, 714, 737, 299, 483; S. B. Nos. 478, 257, 279.

The report was received, and the bills ordered placed on the Calendar.

MR. SPEAKER—Your Committee on Ways and Means, have had under consideration an Act to amend article 12, chapter 22, of the Revised Code of 1871, and have amended the same by

additional section, and recommend that the bill, as amended, do pass.

Respectfully,

W. H. H. TISON,

*Chairman pro tem.*

Amend by adding an additional section, as follows:

SEC. 4. *Be it further enacted*, That all Acts, or parts of Acts, providing for the appointment of Delinquent Poll Tax Collectors by the Boards of Supervisors of the several counties in this State, be, and the same are hereby repealed, together with all Acts in relation thereto.

The report was received, and the amendment adopted, and the bill, as amended, was read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 505, a bill to be entitled an Act in relation to elections for municipal subscription to the Greenville, Columbus and Birmingham Railroad Company.

S. B. No. 486, an Act to regulate the tax for retailing vinous and spirituous liquors, and to provide for the payment of the same.

S. B. No. 455, an Act to refund the money paid to the State for land sold which had been forfeited to the State for non-payment of taxes.

S. B. No. 291, an Act to incorporate the town of State Line, in the counties of Greene and Wayne.

S. B. No. 396, an Act to be entitled an Act for the relief of the Blind Asylum, and to make repairs and purchase books, etc.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The Committee on Elections reported H. B. No. 442, an Act to authorize the election of an additional Justice of the Peace and one additional Constable in districts Nos. 2 and 5, in Hinds county, and recommend its passage.

The report was received.

Mr. Southworth moved to amend as follows:

And one Justice of the Peace and Constable in Beat No. 3, Carroll county.

The amendment was adopted;

And the bill as amended, was read the third time and passed; title standing as stated.

## VETO MESSAGES OF THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, January 25, 1875. }

*To the House of Representatives :*

GENTLEMEN—I herewith return, without my approval, H. B. No. 482, an Act to authorize the payment of outstanding interest-bearing school warrants in Monroe county.

It provides that certain outstanding school house warrants shall be paid out of the teachers' fund, which may be in the County Treasurer.

This teachers' fund is not restricted by any word or phrase to that, if any, raised in the county for county purposes. It includes all such funds—even that collected under the State tax of four mills—which, by law, shall be distributed among the counties.

To devote any portion of this fund to the building of school houses in any one county, would be eminently unjust. The briefest possible statement of the effects of this bill presents noted reasons why it should not become the law.

Respectfully,

ADELBERT AMES,  
Governor.

The message was read and referred, with H. B. No. 482, to the Committee on Unfinished Business.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, MISS., January 22, 1875. }

*To the House of Representatives :*

GENTLEMEN—I herewith return, without my approval, H. B. No. 587, entitled a bill to be entitled an Act to amend an Act to incorporate the Board of Levee Commissioners for Bolivar, Washington and Issaquena counties, approved April 4, 1872.

The Act which this is proposed to amend, authorizes and empowers the Levee Commissioners to suspend, in whole or in part, the tax on the land and cotton raised in that portion of Issaquena county, lying south of the line between townships ten and eleven, provided the suspension of said tax does not endanger the payment of the bonds issued in pursuance of the Act to which the Act of 1872 is amendatory. These Acts give to the Board of Levee Commissioners full power to do what this Act now proposes to do. Furthermore, they make it the imperative duty of that Board to suspend said tax, whenever such suspension will not endanger the ultimate payment of said bonds.

Respectfully,

ADELBERT AMES,  
Governor.

The message with H. B. No. 587, was referred to Committee on Unfinished Business.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, January 26, 1875. }

*To the Honorable House of Representatives :*

GENTLEMEN—I return, without my approval, H. B. No. 634, entitled an Act to authorize Tax Collectors to receive the uncollected taxes without damages until January 31st, and for other purposes.

This bill provides that all taxes for the fiscal year 1874, which shall be paid prior to the 31st day of January, 1875, may be so paid without cost or damages, the same as if such payment had been made within the time prescribed by law.

It also provides that it shall take effect and be in force from and after its passage.

Aside from the general and very serious evils which always attend deferring the collection of taxes, there are, in addition, two special reasons which have been sufficient to control me in withholding my approval. First—Twenty-six days of the month, during which the bill is intended to operate, have already passed, and those who have paid damages up to date will not be entitled to relief, while those only who may pay their taxes during the next five days will be benefited. Thus is made discrimination in favor of those who are the most dilatory in paying their taxes.

The second reason is, that the days of the month remaining principles and purposes of the bill such as to operate for the best interests of the State.

ADELBERT AMES,  
*Governor.*

Message and H. B. No. 634, referred to Committee on Ways and Means.

MR. SPEAKER—Your Committee on Contingent Expenses, having met for the purpose of examining the report made by the Sergeant-at-Arms, beg leave to say that they have examined the same and found the same correct. Also, in relation to old books on hand. Your committee would say that the Sergeant-at-Arms be instructed to sell the same and the amount so received be accounted to the convening Legislature; consisting of Auditor's reports, etc.

Respectfully,  
JOS. SMOTHERS,  
*Chairman.*

The report was received.

SENATE MESSAGE.

S. J. Res. No. 35, in relation to an amendment to the Constitution of the State of Mississippi, providing for biennial ses-

sions of the Legislature, was taken up, and failed to pass its first reading, a two-thirds vote being required.

The following was the vote:

YEAS—Messrs. Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Eckford, Feemster, Ford, Foxworth, French, Gill, Garrett, Graham, Horton of Pontotoc, Handy, Hicks, Hasie, Johnson of DeSoto, McCain, Mosely, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Spelman, Sullivan, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Williams and Wynn—52.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Green, Gayles, Harris, Landers, McFarland, Monroe, Matthews, Patterson, Randolph, Richards of Lowndes, Smith of Tunica, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White, Washington—31.

S. C. Res. No. 44, in relation to the Levee Investigating Committee, was taken up, and the resolution concurred in.

S. B. No. 481, an Act in relation to the Circuit Clerk of Franklin county, was taken up, and the bill laid on the table.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 395, an Act to incorporate the Grand Lodge of Independent Order of Odd Fellows, of the State of Mississippi, was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table;

H. B. No. 472, a bill to be entitled an Act in relation to Elections;

Was read twice under the rules, and referred to Committee on Elections.

S. B. No. 452, an Act in relation to suits before Justices of the Peace;

Was read twice under the rules, and recommitted to Judiciary Committee.

S. B. No. 366, an Act to repeal an Act entitled an Act to encourage the establishment of factories in this State;

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 433, an Act for the relief of Norman Westervelt;

Was taken up, read twice under the rules, and referred to the Committee on Claims.

S. B. No. 291, an Act to incorporate the town of State Line, in the counties of Greene and Wayne;

Was taken up, read twice under the rules, and referred to the Committee on Corporations.

S. B. No. 396, an Act to be entitled an Act for the relief of the Blind Asylum, and to make repairs, purchase books, etc.;

Was taken up, read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

S. B. No. 498, an Act to provide for the payment of certain Mississippi bonds,

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 500, an Act entitled an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary;

Was taken up, read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 447, an Act to make warrants receivable for State and county taxes;

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 482, an Act to revive suits at law and in equity;

Was taken up, read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 487, an Act to extend the corporate limits of the town of Fayette, in Jefferson county, and for other purposes;

Was taken up, read the third time and passed; title standing as stated.

S. B. No. 490, an Act to authorize the Board of Supervisors of Lowndes county, and the Mayor and Aldermen of the city of Columbus, to appoint commissioners to compromise and settle certain bonds of said county and city;

Was taken up, read twice under the rules, and referred to the Judiciary Committee.

H. B. No. 643, an Act to amend an Act to appropriate anew apartments for the various officers therein named, with Senate amendment;

Was taken up.

Mr. Cessor moved to disagree with Senate amendments.

The motion prevailed.

S. B. No. 446, an Act entitled an Act to amend section 2322, Revised Code of 1871, in relation to the right of aliens to acquire and hold and transmit land;

Was taken up, read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 505, an Act in relation to elections for municipal subscriptions to the Grenada, Columbus and Birmingham Railroad Company;

Was taken up, read three several times under the rules, and passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

S. B. No. 486, an Act to regulate the tax for retailing vinous and spirituous liquors, and to provide for the payment of the same;

Was taken up, read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 455, an Act to refund the money paid to the State for land sold which had been forfeited to the State for non-payment of taxes;

Was referred, with an amendment offered by Mr. Eckford, to the Committee on Ways and Means.

S. B. No. 477, an Act for the relief of the estate of J. B. Mitchell, a lunatic;

Was taken up, read twice under the rules, and referred to the Committee on Judiciary.

By general consent, Mr. Street introduced H. B. No. 848, an Act to regulate the exchange of certificates of indebtedness for warrants, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, MISS., January 26, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that H. B. No. 119, entitled an Act to provide for the payment of the outstanding school teachers' warrants in the several counties of this State; and also, H. B. No. 590, entitled an Act to incorporate the Board of Trade of the city of Columbus, have become laws by operation of article 4, section 24, of the Constitution.

Respectfully,

JAMES HILL,

*Secretary of State.*

S. B. No. 428, an Act to repeal an Act entitled an Act to establish the Wahalak Agricultural District;

Was taken up, read twice under the rules, and referred to the Committee on Agriculture.

S. J. R. No. 41, in relation to an amendment to the Constitution to provide for biennial elections;

Was taken up, and referred to the Judiciary Committee.

H. B. No. No. 849, an Act amending the school laws of this State;

Was taken up, read twice under the rules, and referred to the Committee on Education.

Mr. Rogers, of Marshall, offered the following resolution:

*Resolved*, That on and after Wednesday, January 27th, this House will hold two sessions each day, the afternoon session beginning at 3½ P. M.

The resolution was indefinitely postponed.  
 Mr. Clover, at 1:40, moved to adjourn;  
 Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

WEDNESDAY, January 27, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Mr. Boyd, of Warren county.

Roll call:

PRESENT—Messrs. Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Ford, French, Gill, Green, Gayles, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Huggins, Johnson of DeSoto, Jones, Kendrick, Landers, McCain, Mackey, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Tunica, Stockstill, Street, Stone, Shorter, Smothers, Sykes, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—87.

ABSENT—Messrs. Atkins, Akers, Boyd of Oktibbeha, Boyd of Warren, Caradine, Davis, Fitzhugh, Foxworth, Gilmer, Garrett, Greer, Horton of Calhoun, Hicks, Howard, Johnson of Itawamba, Leggett, Lynch, McFarland, Mosely, Martin, Palmer, Stevens, Smith of Claiborne, Smith of Jasper, Spelman, Stubbs and Simmons—26.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Caradine, from day to day; and to the Sergeant-at-Arms, for two days, on account of sickness.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 504, an Act to amend section 1194, of the Revised Code of 1871, in relation to executors, trustees, etc.

S. B. No. 506, an Act to amend section 17, of an Act entitled an Act to amend the laws of the State, in relation to public education, approved April 17, 1873.

H. C. R. No. 46, in relation to the printing of four hundred copies of the reports of the Levee Commissioners.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

The House went into the Committee of the Whole to further consider S. B. No. 388, an Act to reduce the salaries of public officers, and after some time spent therein, the Committee arose, and through its chairman, Mr. Street, reported the bill back to the House without recommendation.

Mr. Truchart moved that further consideration of the bill be postponed until to-morrow at 12 o'clock;

Which was lost.

Mr. Avery moved to recommit to Committee of the Whole.

Mr. Street moved to table the motion to recommit;

Which was lost by the following vote:

YEAS—Messrs. Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Garrett, Graham, Horton of Pontotoc, Huggins, Leggett, Mackey, McNeese, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stone, Shorter, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—44.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Christmas, Cotten, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Monroe, Nathan, Patterson, Palmer, Peal, Randolph, Richards of Lowndes, Smith of Tunica, Smothers, Sykes, Simmons, Sullivan, Truchart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe, and Mr. Speaker—50.

And the bill was recommitted to the Committee of the Whole.

The House then resumed the regular order of business.

Mr. Applewhite presented a petition of citizens of Lincoln county, protesting against the proposed change of boundary between the counties of Lincoln and Franklin;

Which was referred to special committee, to which was referred H. B. No. 733.

The Committee on Military Affairs reported H. B. No. 762, an Act entitled an Act to establish a Metropolitan Police district, and to provide for the government thereof, and recommended that it pass with the following amendment:

Insert after salary of Superintending Commissioner, etc., in

section 14, \$2,000 in lieu of \$3,000; and after salary of Financial Commissioner, etc., \$1,800 in lieu of \$2,400; and after Clerical Commissioner, etc., \$1,700 in lieu of \$2,400; and after Captains, etc., \$1,200 in lieu of \$1,800; and after Sergeants, insert \$1,000 in lieu of \$1,200; and after Patrolmen, insert \$900 in lieu of \$1,200, as now provided in the bill.

Mr. Harris requested to have entered upon the Journal a motion to reconsider the question of the passage of S. J. R. No. 35.

During the reading of H. B. No. 762,

Mr. Rogers, of Marshall, moved to postpone the special order for 11 o'clock, S. B. No. 426, so as to continue the consideration of the bill before the House.

Mr. Street moved to table the motion of Mr. Rogers;

Which was lost.

And the motion made by Mr. Rogers prevailed, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, Gill, Green, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—43.

NAYS—Messrs. Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Garrett, Graham, Horton of Pontotoc, Leggett, Mackey, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Shorter, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—40;

And it was ordered that one hundred and fifty copies be printed, and the bill made the special order for Friday next, at 12 o'clock.

#### SPECIAL ORDER,

S. B. No. 426, an Act to reduce the expense of the Judiciary Department of the State, was postponed until Friday, at 1 o'clock.

The Committee on Claims reported H. B. No. 25, an Act to incorporate the National Guards Military Company, of Columbus, Mississippi, and recommended that it should not pass.

The report was received, and the bill was indefinitely postponed.

H. B. No. 814, an Act making an appropriation for the State Penitentiary;

Was called from the Committee on Appropriations, and referred to the Committee of the Whole.

The House went into the Committee of the Whole for the purpose of considering the bill, and after some time spent therein, the Committee rose, and through its chairman, Mr. Street, reported the bill back to the House, and recommended its passage, with the following amendment:

Strike out \$10,000 and insert \$5,000.

The amendment was adopted;

And the bill, as amended, was read the third time and passed, by the following vote:

YEAS—Messrs. Applewhite, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Warren, Bufkin, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, French, Gill, Green, Gayles, Graham, Horton of Pontotoc, Handy, Harris, Huggins, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McCain, Mackey, Monroe, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Shorter, Smothers, Sykes, Simmons, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker--80.

NAYS--33.

#### REPORT OF COMMITTEES.

The Committee on Ways and Means reported:

S. B. No. 498, an Act to provide for the payment of certain Mississippi Bonds, recommending its passage.

The report was received, the bill read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Contingent Expenses reported:

S. B. No. 440, an Act to repeal an Act entitled an Act to provide a clerk for the office of the Attorney-General, recommending its passage.

The report was received, and the bill read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Ways and Means reported:

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes, with the accompanying amendments:

Amend section 1 by adding after the word "taxes," in third line of second page the following, viz.: "Except taxes of 1874, which said clerks are hereby required to pay over in full, less commissions on the same.

Add at end of section 1, "*Provided*, Not more than two hundred dollars shall be allowed any one clerk under the provisions of this Act.

The report was received, the amendment adopted, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, January 27, 1875. }

*To the Senate and House of Representatives:*

GENTLEMEN—I herewith transmit the annual report of the Superintendent and other officers of the Mississippi State Lunatic Asylum, for the year 1874.

Respectfully,

ADELBERT AMES,  
Governor.

The Committee on Elections reported S. B. No. 472, a bill to be entitled an Act in relation to elections, with the recommendation that it should pass.

The report was received, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By general consent, Mr. McCain introduced H. B. No. 853, an Act to amend section 2131 of the Code of 1871, in relation to the exemption laws;

Which was read three several times under the rules.

Mr. Street moved to amend, by way of rider, by adding to section 2: And three hundred bundles of fodder.

The amendment was adopted.

Mr. Champlin offered the following:

*Provided*, That all personal property of any head of a family, be exempted from sale under execution, and shall not be liable for any debt contracted hereafter;

Which was lost;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Under a suspension of the rules, the following bills were introduced:

By Mr. Peyton—

H. B. No. 857, an Act to require the railroads of this State to fence their respective roads;

Which was read twice, under the rules, and referred to the Committee on Railroads.

By Mr. Champlin—

H. B. No. 852, an Act to establish a ballast ground for Pascagoula harbor;

Which was read twice under the rules, and referred to the Judiciary Committee.

# MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., January 27, 1875. }

*To the Senate and House of Representatives:*

GENTLEMEN—In compliance with an Act approved April 11, 1873, I herewith submit the report of the disposition of the Executive Contingent Fund, for the year 1874.

Respectfully,

ADELBERT AMES,  
Governor.

The message and accompanying report referred to Committee on Appropriations.

## SENATE MESSAGES.

S. B. No. 504, an Act to amend section 1194, of the Code of 1871, in relation to executors, trustees;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 506, an Act to amend section 17, of an Act to amend the laws of the State, in relation to public education;

Was read twice under the rules, and referred to the Committee on Education.

S. C. R. No. 46, in relation to the printing of four hundred copies of the reports of the Levee Commissioners;

Was referred to the Committee on Printing.

The following House Bills were taken from the Calendar, and indefinitely postponed:

H. B. No. 437, an Act to authorize the Tax Collectors to receive certificates of witnesses on behalf of the State for taxes.

H. B. No. 491, an Act for the relief of Wm. H. Adams, a minor of Adams county.

H. B. No. 433, an Act to amend section 2486, of the Revised Code of 1871, relating to the punishment of the crime of adultery.

H. B. No. 458, an Act to require a registration of deeds by Chancery Clerks.

H. B. No. 348, an Act to amend the road laws in relation to causeways and timber.

Mr. Rogers, at 1:55 o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

THURSDAY, January 28, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Handy.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Huggins, Johnson of DeSoto, Johnson of Itawamba, Jones, Kendrick, Leggett, Lynch, McFarland, McCain, Mackey, Monroe, Matthews, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Randolph. Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Stubbs, Sykes, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—101.

ABSENT—Messrs. Akers, Caradine, Davis, Fitzhugh, French, Horton of Calhoun, Howard, Landers, Morgan, Palmer, Rogers of Yalobusha, Smothers and Thompson of Montgomery—12.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Caradine from day to day.

#### REPORT OF COMMITTEE.

The Committee on Registration reported H. B. No. 757, an Act to provide copies of the election law for the use of the different counties in the State, and recommended its passage.

The report was received;

And the bill being considered engrossed, was read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Registration reported adversely upon H. B. No. 761, an Act amendatory of an Act to amend the registration law, and for other purposes, so far as the same relates to the counties of Simpson, Smith, Covington, Jones, Wayne, Jasper, Neshoba, Greene, Perry, Jackson, Hancock and Pearl.

The report was received, and the bill indefinitely postponed.

The Committee on Registration reported H. B. No. 828, an Act to amend an Act to amend the law in relation to registration, and for other purposes, so far as the same relates to the counties, of Simpson, Smith, Covington, Jones, Wayne, Jasper, Neshoba, Greene, Perry, Jackson, Harrison, Hancock and Pearl, and recommended its passage, with the following amendment:

Add after the word "Pearl," Tippah, Tishomingo, Scott, and Alcorn.

The report was received.

Mr. Byrd moved to amend by inserting Franklin county;

And the bill and amendments were recommitted to the Committee on Registration, with instructions to report a general bill.

By general consent, the Committee on Claims reported favorably upon S. B. No. 478, an Act for the relief of John J. Smith, Commissioner to investigate the State Hospital at Natchez.

The report was received, and the House went into the Committee of the Whole to further consider the bill; and after some time spent therein, the Committee arose and through its chairman, Mr. Clover, reported the bill back to the House with recommendation that it should pass.

The report was received, and the bill read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Applewhite, Avery, Brunt, Byrd of Franklin, Clover, Champlin, Chamberlin, Cowart, Clemens, Devall, Denson, Edwards, Ford, Foxworth, Gill, Green, Greer, Horton of Pontotoc, Handy, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Leggett, Lynch, McCain, Monroe, Morgan, Martin, Nathan, Peal, Randolph, Stevens, Smith of Claiborne, Smith of Jasper, Shorter, Smothers, Stubbs, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Weatherly, White, Wynn and Mr. Speaker 40.

NAYS—Messrs. Atkins, Archer, Byrd of Pearl, Boyd of Yazoo, Boyd of Warren, Cook, Christmas, Cotten, Chiles, Campbell, Crecelius, Feemster, Gilmer, Gayles, Garrett, Graham, Harris, Jones, Mackey, McNeese, Patterson, Peyton, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Shattuck, Spight, Smith of Tunica, Sykes, Tison, Williams, Walker of Alcorn and Walker of Monroe—34.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By general consent, S. B. No. 186, an Act to lease certain lands, and for other purposes, was called from the Committee on Ways and Means, and referred to the Committee on Agriculture.

Under a suspension of the rules, H. B. No. 848, an Act to regulate the exchange of certificates of indebtedness for warrants, and for other purposes, was called from the Committee on Ways and Means;

And being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on County Affairs reported unfavorably upon H. B. No. 682, an Act to repeal an Act to change the boundary lines of Union county.

The report was received, and indefinitely postponed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on County Affairs reported H. B. No. 484, an Act to provide for a road master in Adams county, and recommended its passage, with the following amendment:

Amend by striking out, in the fifth line of section 1, "required to," and inserting the word "may;" and by inserting after the word "overseer," in ninth line of section 1, the words, "and shall have supervision of all the roads in his county." Amend by striking out "1500," and inserting "1200," in section 2. Strike out all after "annual" to the word "fifteen."

The report was received, and, the morning hour having expired, further consideration of the bill was postponed.

Under a suspension of the rules, the following resolutions were introduced:

By Mr. Willborn—

*Resolved*, That the Sergeant-at-Arms be, and he is hereby, required to make a report to the Speaker of this House, of the number of days Wash. Robinson and Joseph Patton have served as porters, and the Speaker is hereby required to sign a certificate in favor of said Robinson and Patton for the amount due them for said services; in case the Sergeant-at-Arms is not here, the Assistant Sergeant-at-Arms will act in his stead.

By Mr. Peyton—

*Resolved*, That the Speaker and the Clerk of the House be, and are hereby, authorized to sign a voucher in favor of Tazewell Jones, for seven days' service, at four dollars per day, as Assistant Door-keeper in 1874.

The resolutions were referred to a special committee of three, composed of Messrs. Mosely, Tate and Byrd of Franklin.

## COMMUNICATION FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, )  
JACKSON, January 28, 1875. }

*To the House of Representatives :*

GENTLEMEN—I have this day accepted the resignation of Hon. Allen P. Huggins, as a member of your honorable body from Monroe county.

Respectfully,  
ADELBERT AMES,  
*Governor.*

H. B. No. 133 was taken up, and referred to a special committee of five.

The Chair appointed as such committee, Messrs. Cessor, Chandler, Champlin, Cook and Kendrick.

The bill was made the special order for Tuesday next, at 11 o'clock.

The following bills were taken up and indefinitely postponed:

H. B. No. 322, an Act to authorize the New York Underwriters to do business in this State.

H. B. No. 302, an Act to authorize the Board of Supervisors of Itawamba county to compromise certain claims due said county.

H. B. No. 80, a bill to be entitled an Act providing for the appointment of additional Justices of the Peace and Constable in Hinds county.

H. B. No. 464, an Act to punish and prevent the neglect of children by parents, or others having them in charge.

H. B. No. 731, an Act to provide for the immediate payment of the teachers in public schools, in this State.

S. B. No. 279, an Act for the relief of W. H. Bolton.

S. B. No. 257, an Act for the relief of John Torry.

H. B. No. 714, an Act for the relief of Emily Bailey.

Further action upon H. B. No. 714 was precluded by the usual motion to reconsider and table.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

S. B. No. 384, an Act to regulate the tax upon privileges, and provide a uniform license system.

S. J. R. No. 47, a Joint Resolution providing for the pay of witnesses summoned before the Judiciary Committee of the Senate in the matter of the J. D. Barton nomination for the Chancellorship of the Eighth District.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 425, an Act requiring Assessors and Collectors to give bond, etc.;

Was taken up, and referred to the Committee on Ways and Means.

H. B. No. 485, an Act for the relief of George Ann Morrison;  
Was taken up, and referred to Committee on Claims.

H. B. No. 502, an Act for the relief of Joseph Bardwell;  
Was taken up, and referred to the Committee of the Whole.

H. B. No. 737, an Act for the relief of J. C. McLeod, of Franklin county;

Was taken up, and referred to Committee of the Whole.

COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, Jan. 28, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that H. B. No. 541, entitled an Act for the relief of Joseph Willis, late State Architect, has become a law by operation of article 4, section 24, of the Constitution.

Respectfully,

JAMES HILL,  
*Secretary of State.*

By general consent, S. B. No. 454, an Act to incorporate the Laborers' Savings Bank, of Columbus, Miss., was called from the committee.

Mr Champlin offered the following amendment:

SECTION 6. *Be it further enacted*, That said Company shall not charge a greater amount of interest on any money loaned by it than is fixed by the general laws of this State, and said company shall not be exempt from taxation according to the general laws of the State, and the Constitution of the State.

The amendment was adopted;

And the bill, as amended recommitted to Committee on Corporations.

At 1:55, the House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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FRIDAY, January 29, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens:

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McCain, Mackey, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—95.

ABSENT—Messrs. Akers, Archer, Bufkin, Caradine, Cotten, Davis, Fitzhugh, Foxworth, French, Horton of Calhoun, Hicks, Howard, McFarland, Mosely, Peyton, Stone, Smith of Jasper and Sullivan—17.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Fitzhugh, for one day, on account of sickness.

By general consent, H. B. No. 484, an Act to provide for a Road-master in Adams county, was taken up, and amendments as reported yesterday, adopted. And the bill being considered engrossed, was read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Corporations reported favorably upon H. B. No. 766, an Act to amend the charter of the town of Boghe Chitto, County of Lincoln, State of Mississippi.

The report was received, and the bill considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MR. SPEAKER—Your Committee on Corporations, to whom was referred H. B. No. 666, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto, recommend that it do pass.

H. B. No. 76, an Act to amend the charter of the town of Bogue Chitto, county of Lincoln, State of Mississippi, recommend that it do pass.

S. B. No. 334, an Act to repeal an Act to prevent the sale of liquors in Ellistown, Union county, have had the same under consideration, and have instructed me to return the same, with the recommendation that it do pass.

Also, H. B. No. 667, an Act to empower the Board of Mayor and Aldermen of the city of Natchez to submit the question of the limits thereof to the registered voters, as amended.

Amend by adding the following to the first section: "That nothing in this Act shall be so construed as to effect the rights of either party to any litigation now pending in the Courts, or that may hereafter arise under the provisions of the present charter of the city of Natchez."

Your Committee further instructs me to return H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river, with the recommendation that it do pass.

Also H. B. No. 727, an Act to change the name of the town of Davis' Mills, in Benton county, and to incorporate the same, with the recommendation that it do pass, as amended.

Amend by inserting at the end of the fourth section, the following: *Provided*, That the powers of *ex-officio* Justice of the Peace and *ex-officio* Constable conferred upon the Mayor and Marshal, by this Act, shall not extend beyond the corporate limits of said Michigan City.

Also H. B. No. 763, an Act to incorporate the town of Grayville, in Washington county, Mississippi, with the recommendation that it do pass, as amended.

Amend by inserting at the end of the fifth section, the following: *Provided*, That the powers of *ex-officio* Justice of the Peace, conferred upon the Mayor, shall not extend beyond the corporate limits of the town of Grayville.

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company of Alcorn tounty, recommend that it do pass.

H. B. No. 748, an Act of incorporation for the town of Huntsville, Montgomery county, Mississippi, have had the same under consideration, and instructed me to report the same back to the House, with the recommendation that it do pass.

Your Committee further instructs me to return H. B. No. 729, an Act for the relief of the public schools of the town of Hazlehurst, with the recommendation that it be referred to its proper committee.

Also, S. B. No. 215, an Act to incorporate the City Hotel Company of Jackson, Mississippi, with the recommendation that it do pass.

S. B. No. 291, an Act to incorporate the town of State Line, in the counties of Greene and Wayne, with the recommendation that it do pass.

H. B. No. 774, an Act to repeal the charter and abolish the incorporation of the town of Liberty, Amite county, Mississippi, with the recommendation that it do not pass.

Respectfully,

N. G. GILL,  
Chairman.

The Committee on County Affairs reported favorably upon H. B. No. 762, an Act to make the Cotton Weigher of Claiborne county an elective office, and for other purposes, and recommended its passage, with the following amendment:

Strike out the word "five," in section 3, line 24.

The report was received, and the amendment adopted;

And the bill was further amended by the insertion of the counties of Holmes, Copiah, Montgomery, Yalobusha, Marshall and Adams, and referred to a special committee of five, with instructions to report a general bill.

The Chair appointed as such special committee, Messrs. Kendrick, Spight, Feemster, Truehart, and Thompson of Greene.

H. B. No. 666, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto, being favorably reported upon by the Committee on Corporations, was taken up.

Mr. Tison offered the following amendment:

"That this bill shall go into effect until the expiration of the present Mayor."

The amendment was lost, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, Gill, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jores, Kendrick, Lynch, Landers, McCain, Monroe, Matthews, Morgan, Mosely, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—53.

NAYS—Messrs. Atkins, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Palmer, Packwood, Rogers of Yalobusha, Shattuck, Spight, Smith of Jasper, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—42.

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Mr. Clover moved to reconsider.

Mr. Kendrick moved to table the motion to reconsider;

Which was carried.

Under a suspension of the rules, Mr. Cessor introduced the following resolution:

*Resolved*, That the Sergeant-at-Arms is hereby authorized to furnish a sufficient number of ink stands for the use of the members of the House of Representatives.

The resolution was adopted.

H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties;

Was taken up, and being considered engrossed, was read the third time and passed, title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

S. B. No. 334, an Act to prevent the sale of liquor in Ellistown, Union county;

Was taken up, read the third time and passed; title standing as stated.

H. B. No. 667, an Act to empower the Board of Mayor and Aldermen of the City of Natchez, to submit the question of city limits thereof to the registered voters, as amended by Committee;

The bill read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 771, an Act to authorize John Major to establish and keep a ferry across Tallahatchie river;

Being considered engrossed, was read a third time and passed; title standing as stated.

H. B. No. 727, an Act to change the name of the town of Davis' Mills, in Benton county, and to incorporate the same;

Was taken up, and the amendment reported by the Committee on Corporations, was adopted, the bill considered engrossed, read the third time and passed; title standing as stated.

H. B. No. 763, an Act to incorporate the town of Grayville, in Washington county, Mississippi;

Was taken up, and the amendment reported by the Committee on Corporations was adopted, and the bill considered engrossed, read the third time and passed; title standing as read.

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company of Alcorn county;

Being considered engrossed, was read the third time and passed; title standing as stated.

H. B. No. 748, an Act of incorporation for the town of Huntsville, Montgomery county, Mississippi;

Being considered engrossed, was read the third time and passed; title standing as stated.

H. B. No. 729, an Act for the relief of the Public Schools of the town of Hazlehurst, was referred to the Committee on Education.

The morning hour having expired, the regular order of business was postponed until the business of the House should be disposed of.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, January 29, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Gov-

ernor, to inform the House of Representatives that he has approved the following entitled bill, to-wit:

H. B. No. 770, an Act making an appropriation to defray the expenses incurred by certain investigating committees.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

MR. SPEAKER—Your Joint Standing Committee on Enrolled Bills, have examined and found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bill, to-wit:

H. B. No. 770, an Act making an appropriation to defray the expenses incurred by certain investigating committees.

Respectfully,

J. N. DENSON,  
*Chairman on part of the House.*

S. B. No. 215, an Act to incorporate the City Hotel Company, of Jackson, Miss., was taken up.

Mr. Clover offered the following amendment:

*Provided*, That the sale of such land shall be null and void unless said hotel shall be built within three years after the passage of this Act.

The amendment was adopted, and the bill as amended, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 774, an Act to repeal the charter and abolish the incorporation of the town of Liberty, Amite county, Miss., was indefinitely postponed.

S. B. No. 291, an Act to incorporate the town of State Line, in the counties of Greene and Wayne;

Was read the third time and passed; title standing as stated.

By general consent, S. B. No. 850, an Act entitled an Act in relation to official bonds;

Was read twice and referred to Judiciary Committee.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. B. No. 389, an Act to amend chapter 46 of the Revised Code of 1871, in relation to State Militia, and for other purposes.

H. B. No. 814 an Act to make an appropriation for the State Penitentiary.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. C. Res. No. 29, in relation to the State Normal School, at Holly Springs;

Was adopted, and Messrs. Hasie and Tison appointed on part of the House on the committee therein provided for.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

#### REPORT OF SPECIAL COMMITTEE.

The undersigned special committee under H. Res. in regard to the pay of Wash. Robinson, Joseph Patton and Hugh Henderson, beg leave to report that said employes were employed by the Sergeant-at-Arms, and have their recourse on him, as they were not included in his report, unless otherwise ordered by the Legislature, as he has already made his report thereto, under a former resolution of this House. Your committee are satisfied that said employes were hired by the Sergeant-at-Arms, and have performed good service, and that honesty and good faith require that he should pay them according to his contract.

Respectfully,

G. G. MOSELY,  
*Chairman.*

T. S. TATE,  
C. BYRD.

Your committee would respectfully recommend that an allowance be made to Tazwell Jones for the sum of twenty-eight (\$28) dollars, for his services as Assistant Door-keeper for 1874.

Respectfully,

G. G. MOSELY,  
*Chairman.*

T. S. TATE,  
C. BYRD.

The committee offered the following:

*Resolved*, That the Speaker and the Clerk of the House be, and they are hereby authorized to sign a voucher in favor of Tazwell Jones, for seven days' services, at four dollars per day, as Assistant Door-keeper for 1874.

The resolution was adopted.

Mr Cessor offered the following:

Insert William Cullen for seven days' labor as porter;  
Which was lost.

#### INTRODUCTION OF BILLS.

Under a suspension of the rules, the following bills were introduced:

By Mr. Archer—

H. B. No. 855, an Act to amend chapter 55, article 1, sections 2397 and 2398, of the Revised Code of 1871, in relation to in-

corporation of societies, joint stock companies, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Corporations.

H. B. No. 856, an Act to regulate the pay of members of the Legislature;

Which was taken up, read twice under the rules, and referred to the Committee on Fees and Salaries.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

H. B. No. 858, an Act for the relief of W. B. Lucas, of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Claims.

H. B. No. 859, an Act for the relief of Wash Davis;

Which was read twice under the rules, and referred to the Committee on Claims.

H. B. No. 860, an Act to provide for the payment of the expenses incurred in suppressing the late disturbances at Austin, Tunica county;

Which was read twice under the rules, and referred to the Committee on Appropriations.

H. B. No. 861, an Act to amend an Act to incorporate the town of Lexington, in Holmes county, Miss.;

Which was read twice under the rules, and referred to the Committee on Corporations.

H. B. No. 862, an Act to create and provide for the election of Cotton Weigher in the county of Jefferson;

Which was read twice under the rules, and referred to Committee on Corporations.

H. B. No. 863, a bill to be entitled an Act to authorize the construction and use of street railroads in the city of Meridian;

Which was read twice under the rules, and referred to Committee on Corporations.

H. B. No. 864, an Act to further amend an Act to incorporate the town of French Camp, in the county of Choctaw;

Which was read twice under the rules, and referred to the Committee on Corporations.

H. B. No. 865, an Act to authorize the Board of Supervisors of Benton county to sell the temporary Court-house of said county;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 866, an Act to amend section 2143, article 7, chapter 44, Revised Code of 1871;

Which was read twice under the rules, and referred to the Committee on Judiciary.

H. B. No. 867, an Act entitled an Act to amend section 1987 of the Revised Code of 1871;

Which was read twice under the rules, and referred to the Committee on Judiciary.

H. B. No. 868, an Act for the relief of S. J. Woodson, of Tunica county, Miss.;

Which was read twice under the rules, and referred to the Committee on Judiciary.

H. B. No. 869, an Act for the relief of Emily Harrington, of Amite county;

Which was read twice under the rules, and referred to the Committee on Propositions and Grievances.

Mr. Kendrick moved the further suspension of the rules for half an hour.

The motion prevailed.

H. B. No. 870, an Act to change the boundary lines of Prentiss county;

Which was read twice under the rules, and referred to the Committee on County Affairs.

H. B. No. 871, an Act for the relief of the Sheriff of Warren county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Cessor wished to introduce other business, which the Chair decided out of order, as the rules had been suspended for a specific purpose.

Mr. Cessor made the point of order that the rules were last suspended for all purposes, and not simply for the introduction of bills.

The Speaker, Mr. Clover in the chair, decided the point not well taken.

Mr. Cessor appealed from the decision of the Chair.

Mr. Street, at 1:30 o'clock, moved to adjourn;

Which was lost, by the following vote:

YEAS—Messrs. Atkins, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Foxworth, Gilmer, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—41.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Chrinas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Ford, Gill, Green, Gayles, Handy, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Shorter, Smothers, Sykes, Simmons, Thompson of

Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—53.

• Mr. Champlin moved to lay the appeal on the table;

Which was carried by the following vote:

YEAS—Messrs. Atkins, Applewhite, Archer, Byrd of Franklin, Bryd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Peal, Packwood, Reese, Rogers of Yazoo, Richards of Yazoo, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn.—46.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, Green, Gayles, Handy, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Monroe, Matthews, Nathan, Patterson, Palmer, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—42.

Mr. Wynn, at 2 o'clock, moved to adjourn;

Which was lost, by the following vote:

YEAS—Messrs. Atkins, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Foxworth, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yazoo, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—42.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—54.

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State;

Was taken up.

Pending the reading of the bill,

Mr. Avery, at 2:20 o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

SATURDAY, January 30, 1875.

The House met pursuant to adjournment.

Mr. Hasie, Speaker *pro tem.*, in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Campbell, Crecelius, Chavis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Mackey, Monroe, Morgan, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Smothers, Sykes, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe and Wynn—93.

ABSENT—Messrs. Akers, Archer, Boyd of Oktibbeha, Caradine, Chiles, Davis, Eckford, Horton of Calhoun, Hicks, Howard, Leggett, McFarland, Matthews, Mosely, Palmer, Stevens, Shorter, Stubbs, Washington and Mr. Speaker—17.

The Journal of yesterday was read.

#### INTRODUCTION OF LOCAL BILLS.

By Mr. Lynch—

An Act in relation to the fees of Justices, Sheriffs and Constables;

Which was read twice under the rules, and referred to Committee on Judiciary.

By general consent, Mr. Campbell introduced H. B. No. 873, an Act entitled an Act to amend the laws and practice in the Supreme Court in certain cases;

Which was read twice and referred to Judiciary Committee.

By Mr. Rogers, of Yalobusha—

H. B. No. 874, an Act for the relief of C. M. and E. F. Gordon, of Yalobusha county;

Which was read twice under the rules, and with the accompanying documents, referred to the Committee on Claims.

By Mr. Harrison—

H. B. No. 875, an Act to authorize the Secretary of State to complete the sets of Mississippi Reports, in the First District of Chickasaw county;

Was taken up, read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Atkins—

H. B. No. 876, an Act to authorize the Secretary of State to furnish sets of Mississippi Reports to the Circuit Clerks of the counties of Sumner and Choctaw;

Which was read twice, and referred to Judiciary Committee.

Under a suspension of the rules, S. B. No. 112, an Act to authorize the transcribing of certain records in the county of Claiborne, was called from the hands of the Judiciary Committee, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Byrd, of Franklin—

H. B. No. 877, an Act to amend an Act to secure the payment of fines collected by Justices of the Peace, and for other purposes, approved February 15, 1873, as far as the same relates to Franklin county;

Which was read twice under the rules, and referred to the Judiciary Committee.

By Mr. Shorter—

H. B. No. 878, an Act for the relief of Charles Christman;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Peyton—

H. B. No. 879, an Act to provide for payment of a lawyer's fee to Shelton & Shelton;

Which was read twice under the rules, and referred to the Committee on Appropriations.

By Mr. Jones—

H. B. No. 880, an Act to incorporate the Little Deer Creek, Steele's Bayou and Vicksburg Packet Company;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Johnson, of Itawamba—

H. B. No. 881, an Act to compel Circuit Judges and Chancellors to hold their courts at the time prescribed by law;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Landers—

H. B. No. 882, an Act to change the time of holding the Circuit Courts in the counties of Jefferson and Simpson, in the Fifth Judicial District;

Which was read twice under the rules, and referred to the Committee on Judiciary.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha and Montgomery counties, have had said bill under consideration, and instructed me to report the same back, and recommend that all of said bill be

stricken out after the enacting clause, and the accompanying amendment be adopted in lieu thereof, and that the bill, as amended, do pass.

Respectfully,

W. C. FORD.

*Chairman.*

The report was received, and the bill and amendment referred to a special committee, composed of the members from that Judicial District.

By Mr. Cowart—

H. B. No. 883, an Act to exempt patents from sale under execution;

Which was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 490, an Act to authorize the Board of Supervisors of Lowndes county, and the Mayor and Aldermen of the city of Columbus to appoint commissioners to compromise and settle certain bonds of said county and city;

Was called from the Judiciary Committee.

Mr. French offered the following amendment to the bill:

*Provided*, That nothing in this law shall be so construed as to effect the value or validity of any of said bonds in the hands of a third party.

The amendment was adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 209, an Act to empower the Chancery Court of Lafayette county to authorize the private sale of the lands of Sydney Smith, a lunatic;

Was called from the hands of the Judiciary Committee, and being considered engrossed, the bill was read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county;

Was called from the hands of the Committee on Propositions and Grievances, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 649, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874;

Was called from the hands of the Committee on Judiciary, and the bill being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Chiles—

H. B. No. 884, an Act to repeal all local laws prohibiting the sale of vinous, spirituous and malt liquors in Starkville, Oktib-beha county, and for other purposes;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 698, an Act to enable the Board of Supervisors of Pike county to borrow money by issuing interest-bearing bonds for the purpose of building a Court-house, Clerks' offices and jail for said county;

Was called from Judiciary Committee, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Packwood—

H. B. No. 885, an Act for the relief of R. H. Felder, of Pike county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Packwood—

H. B. No. 886, an Act to amend section 2487 of the Revised Code of 1871, in relation to incestuous cohabitation;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Street—

H. B. No. 887, an Act to abate taxes prior to 1874, on certain lands held for taxes, and to restore nullified resources to purposes of current revenue and expenditures;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Leggett—

H. B. No. 888, an Act to authorize the Board of Supervisors of Simpson county to issue interest bearing bonds to facilitate the building of a jail-house in said county;

Which was read three several times under the rules, and being considered engrossed, the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Stubbs—

H. B. No. 889, an Act to extend the time for making the assessment of real and personal property in the county of Smith;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Stubbs—

H. B. No. 890, an Act to prohibit the sale of intoxicating liquors within the corporate limits of the town of Raleigh, in Smith county, and within four miles thereof;

Which was read twice under the rules, and referred to the Committee on Corporations.

H. B. No. 126, an Act for the relief of W. B. Marshall and L. G. Pork, proprietors of the Tallahatchie News;

Was called from the hands of the Special Committee, and laid upon the table.

H. B. No. 671, an Act to change the name of the seat of justice of Bolivar county, was reported upon favorably by the Committee on Public Health and Quarantine, with the following amendment:

Amend by striking out the word "Smithville," in the last line of section 1, and inserting the word "Sheridan."

The report was received, and the bill placed on the Calendar.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house;

Was called from the Committee on Ways and Means, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous liquors within the third beat of the Fifth Supervisors District;

Was called from the Judiciary Committee, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 844, an Act to change the time of holding Chancery Court in the Second Chancery District, in the counties of Marion and Hancock, and to fix the time of holding Chancery Court in the county of Pearl, in said District;

Was called from the hands of the Judiciary Committee, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

The special committee reported favorably upon H. B. No. 823, an Act to provide for the formation of companies for running, driving, booming, and rafting logs, timber and lumber, and regulating the floating thereof;

The report was received, and the bill being considered engrossed, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 764, an Act to provide for the election of additional Constables in the First and Second Districts, in the county of Wilkinson;

Was called from the Committee on Elections, and being considered engrossed, was read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 891, an Act to change the time of holding the Circuit Court in Colfax and Winston counties, in the Seventh Judicial District;

Was read twice under the rules, and placed upon the Calendar.

The Committee on County Affairs reported favorably upon H. B. No. 811, an Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes, with the amendment: That "fail" be stricken out of line thirty-five, section one.

The report was received, the amendment adopted, and the bill the being considered engrossed, was read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Wynn--

H. B. No. 892, an Act to amend section 5 of an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Printing.

H. B. No. 191, an Act to incorporate the town of Satartia, Miss., and for other purposes;

Was taken up, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action on the bill was precluded by the usual motion to reconsider and table.

By Mr. Rogers, of Marshall--

H. B. No. 893, an Act to authorize the Board of Supervisors of Marshall county to hold more than thirty days Court in one year;

Which was read twice, when Mr. Truchart offered the following amendment:

SEC. 3. *Be it further enacted*, That the provisions of the first section of this Act be applied also to Holmes county.

The bill and amendment were referred to the Judiciary Committee.

#### CALENDAR.

S. B. No. 384, an Act regulate the tax upon privileges, and provide a uniform license system;

Was read twice, and referred to the Committee on Ways and Means.

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, January 30, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that H. B. No. 753, entitled an Act for the relief of J. Q. Travis, Sheriff and Tax Collector of Pike county; also, H. B. No. 799, entitled an Act to amend an Act entitled an an Act to compel

Tax Collectors to make prompt payment of public funds, have become laws by operation of the Constitution.

Respectfully,

JAMES HILL,

*Secretary of State.*

H. B. No. 762, an Act to establish a Metropolitan Police District, and to provide for the government of the same;

Was taken from the Calendar and made the special order for Wednesday next, at half-past 10 o'clock.

The Speaker, Mr. Shadd, appointed Mr. Street Speaker of the House *pro tem.*, for Monday next.

At 1:50 o'clock, Mr. Street moved to adjourn;

Which was carried, by the following vote:

YEAS—Messrs. Atkins, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Cook, Champlin, Cowart, Cotten, Clemens, Chiles, Campbell, Crece-lius, Chavis, Devall, Denson, Edwards, Feemster, Ford, Foxworth, French, Gilmer, Garrett, Greer, Graham, Hasie, Harris, Johnson of Itawamba, Leggett, Landers, McCain, Mackey, Monroe, Martin, Palmer, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Stubbs, Simmons, Southworth, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, Washington, Walker of Alcorn and Mr. Speaker—50.

NAYS—Messrs. Fitzhugh, Gill, Gayles, Handy, Harrison, Johnson of DeSoto, Jones, Kendrick, Mosely, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Smith of Tunica, Shorter, Smothers, Sykes, Tate, White and Walker of Monroe—22.

H. W. WARREN,

*Clerk of the House of Representatives.*

MONDAY, February 1, 1875.

House met pursuant to adjournment.

Mr. Street, Speaker *pro tem.*, in the chair.

Prayer by Rev. Mr. Boulden.

Roll call:

PRESENT—Messrs. Atkins, Applewhite, Avery, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cook, Champlin, Cessor, Chamberlin, Cowart, Chandler, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Green, Gayles, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of Itawam-

ba, Johnson of DeSoto, Jones, Kendrick, Landers, McFarland, McCain, Mackey, Monroe, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Sykes, Simmons, Sullivan, Southworth, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, Weatherly, White, Walker of Alcorn and Walker of Monroe—82.

ABSENT—Messrs. Akers, Archer, Byrd of Franklin, Boyd of Oktibbeha, Caradine, Christmas, Cotten, Eckford, Gilmer, Garrett, Horton of Calhoun, Hicks, Howard, Leggett, Lynch, Matthews, Morgan, Mosely, Packwood, Shattuck, Stevens, Stone, Shorter, Smothers, Truehart, Tate, Thompson of Greene, Willborn, Washington, Wynn and Mr. Speaker—30.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Shattuck, from day to day, on account of sickness.

Mr. Patterson, at 10:10 o'clock, moved to adjourn;

The motion did not prevail.

#### REPORT OF COMMITTEE ON CORPORATIONS.

The Committee on Corporations reported upon:

S. B. No. 454, an Act to incorporate the Laborers' Savings Bank, of Columbus, Miss., and recommended its passage, with the following amendment:

Amend third section, line next to the last in said section, by striking out the word, "sixty" and inserting the word, "thirty," and strike out all after the word, "depositors" in the fifth section.

The amendment was adopted.

Mr. French offered the following proviso, to be inserted after "depositors" in section five:

*Provided*, That ten thousand dollars of stock shall be subscribed and paid in by the stockholders before deposits shall be received.

The proviso was adopted.

Mr. Ford offered the following:

Amend by inserting after the word, "depositors," in second section, "for all sums over one hundred dollars."

The amendment was adopted;

And the bill was read the third time, and indefinitely postponed.

The committee also reported:

H. B. No. 249, a bill to be entitled an Act to incorporate the Huntington Camp Ground Association, with the following amendment:

Amend by striking out the 7th section in said bill.

The amendment was adopted;

And the bill read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Corporations reported H. B. No. 486, an Act to amend an Act incorporating the city of Natchez, approved July 20, 1870, and for declaring valid the exercise of certain powers of the Mayor and Aldermen, with H. B. No. 894, an Act for declaring valid the exercise of certain powers by the Mayor and Aldermen of the city of Natchez, as substitute.

The report was received;

And the substitute was read three several times, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

And the original bill was indefinitely postponed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to wit:

S. B. No. 432, an Act in relation to trial by jury and liens of judgments.

S. C. Res. No. 48, appointing a committee to investigate the practicability of uniting the Blind and Deaf and Dumb Asylums, and to provide for the maintenance of the same by contract.

H. B. No. 767, an Act to provide for the payment of the outstanding school teachers' warrants in the counties of Lincoln, Franklin and Pontotoc, in this State.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Harris moved to reconsider the vote whereby S. J. Res. No. 35, relative to an amendment to the Constitution of the State of Mississippi, providing for biennial sessions of the Legislature, failed to pass its first reading;

The motion was lost, by the following vote, a two-thirds vote being required:

YEAS—Messrs. Atkins, Applewhite, Avery, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Bufkin, Cook, Chamberlin, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Ford, French, Gill, Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Mackey, Martin, McNeese, Palmer, Peal, Peyton, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Southworth, Tison and Walker of Alcorn—45.

NAYS—Messrs. Brunt, Boyd of Yazoo, Cessor, Cotten, Chiles, Ghavis, Davis, Fitzhugh, Harrison, Kendrick, Lynch, Landers, McFarland, Monroe, Nathan, Patterson, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Truehart, Thompson of Lowndes, Weatherly, White and Walker of Monroe—26.

Under a suspension of the rules, H. B. No. 672, an Act to make Cotton Weigher of Claiborne county an elective office, and for other purposes;

Was taken up, and the following amendments adopted:

Amend section 7, strike out "Governor of this State be and he is," and insert "The Board of Supervisors of the several counties named, be and they are;" and further amend, by adding, wherever Claiborne county occurs: "Holmes, Jefferson, Yalobusha, Marshall and Alcorn." Amend section 2 by the following proviso: "*Provided*, That nothing in this Act shall be so construed as to compel the producer or seller to have his cotton weighed by said Cotton Weigher."

The amendments were adopted.

Mr. Cessor moved to amend by striking out Jefferson county; Which was carried.

And the bill was further amend by the insertion of Copiah, Madison, Panola and Montgomery counties.

Mr. Spight moved to amend by inserting the following in section 7, line 10:

Strike out Port Gibson and insert the county sites of the several counties therein mentioned;

Which was adopted;

And the bill and amendments were referred to a special committee of five, with instructions to report at any time.

The Chair appointed as such Committee: Messrs. Gill, Southworth, Truehart, Spight and Handy.

The special committee reported favorably upon H. B. No. 862, an Act to establish the office of Cotton Weigher of Jefferson county;

The report was received, and the bill referred to the Committee on County Affairs.

#### INTRODUCTION OF BILLS.

The following bills were introduced under a suspension of the rules:

By Mr. Sullivan—

H. B. No. 895, an Act to secure to the State of Mississippi certain lands under grants of Congress;

Which was read twice under the rules, and referred to the Committee on Public Lands.

By Mr. Sullivan—

H. B. No. 896, an Act to change and fix the time of holding Court in certain counties in the Eleventh Judicial District;

Was read three several times and passed; title standing as stated.

By Mr. Tison—

H. B. No. 897, an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of same, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

Mr. Cessor, at 11:15 moved to adjourn;

Which was lost.

By Mr. Handy—

*Resolved*, That the use of this hall be tendered to the Rev. Charles H. Thompson, D. D., President of Alcorn University, to-night, to deliver an address on the condition of affairs at the University. The resolution was adopted.

At 11:20, Mr. Kendrick moved to adjourn;

Which was carried, by the following vote:

YEAS—Messrs. Atkins, Applewhite, Brunt, Boyd of Yazoo, Bufkin, Cessor, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Fitzhugh, Feemster, Ford, Gayles, Harrison, Harris, Johnson of DeSoto, Kendrick, Lynch, Landers, Monroe, Martin, Nathan, Patterson, Peyton, Rogers of Yalobusha, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Stubbs, Sykes, Truehart, Thompson of Lowndes, Williams, Weatherly, and Walker of Monroe—39.

NAYS—Messrs. Avery, Byrd of Pearl, Boyd of Attala, Cook, Chamberlin, Chandler, Campbell, Devall, Denson, French, Gill, Greer, Graham, Horton of Pontotoc, Handy, Johnson of Itawamba, Jones, Mackey, McNeese, Peal, Rogers of Marshall, Richards of Yazoo, Spight, Smith of Tunica, Stockstill, Street, Sullivan, Southworth, Tison and Walker of Alcorn—30.

H. W. WARREN,

*Clerk of the House of Representatives.*

TUESDAY, February 2, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, McCain, Mackey, Monroe, Morgan, Martin, McNeese, Nathan, Patterson, Palmer,

Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Siporter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Southworth, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorna, Walker of Monroe, Wynn, and Mr. Speaker—92.

ABSENT—Messrs. Atkins, Akers, Applewhite, Archer, Cessor, Eckford, Horton of Calhoun, Hicks, Howard, Landers, McFarland, Matthews, Mosely, Randolph, Shattuck, Stevens, Stone, Spelman and Tate—19.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Messrs. Archer and White, from day to day, on account of sickness.

The Committee on Agriculture reported H. B. No. 722, an Act to amend section 2377, Revised Code of 1871, relating to overseer of public roads, and recommend its passage.

The report was received, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

The Committee on Corporations reported S. B. No. 428, an Act to repeal an Act entitled an Act to establish Wahalak Agricultural District, and recommended its passage, with the accompanying amendments:

Amend first section, in sixth line, by inserting the words "to be" after the word "timber." Amend eleventh line, in same section, by inserting the words "to be" after the word "is."

The report was received, and the amendments adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French moved to reconsider the vote whereby S. B. No. 454, an Act to incorporate the Laborers' Savings Bank, of Columbus, Mississippi, was indefinitely postponed;

Which was carried;

And the motion to postpone was lost;

And the bill was referred to the Committee on Corporations.

Mr. Kendrick moved to reconsider the vote whereby H. B. No. 869, an Act for the relief of Turly Harrington, of Amite county, was referred to the Committee on Propositions and Grievances;

Which was carried;

And the motion to refer to Committee on Propositions and Grievances did not prevail;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 491, an Act to repeal sections 9, 10, 11, 12 and 13 of an Act to amend the revenue laws, and for other purposes, approved April 5, 1872; also all laws subsequent in relation to Delinquent Poll Tax Collectors.

S. C. R. No. 49, appointing a committee to investigate the contracting of the convicts now in the Penitentiary, and the death of a convict while undergoing discipline.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The Committee on Agriculture reported favorably upon:

S. B. No. 186, an Act to lease certain State lands, and for other purposes.

The report was received.

Mr. Street offered the following:

Amend section 2 by striking out "\$50 per acre," and insert, "to the highest bidder."

Mr. Jones moved to table the amendment.

The motion to table was lost by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Bufkin, Caradine, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, McCain, Monroe, Nathan, Peyton, Richards of Lowndes, Smith of Tunica, Smothers, Sykes, Truehart and Thompson of Lowndes—29.

NAYS—Messrs. Atkins, Boyd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chamberlain, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Foxworth, French, Gill, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Patterson, Palmer, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Shorter, Stubbs, Sullivan, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn, Walker of Monroe and Wynn—50.

And the bill, with amendment, was committed to Judiciary Committee.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they have examined, found correctly enrolled, and this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 814, an Act to make an appropriation for the State Penitentiary.

H. B. No. 382, an Act transferring the county of Choctaw from the Eleventh to the Thirteenth Chancery District, etc.

S. B. No. 480, an Act to provide for the payment of certain Mississippi State bonds.

S. B. No. 415, an Act for the relief of B. P. Ball and W. S. Taylor.

S. J. Res. No. 3, in relation to an amendment to the Constitution of the state of Mississippi, and for the purpose of reducing the number of Chancellors.

S. B. No. 487, an Act to extend the limits of the town of Fayette, in the county of Jefferson.

S. B. No. 130, an Act to incorporate the People's Savings Bank of Starkville, etc.

S. B. No. 305, an Act to incorporate the Grand Lodge of the Independent Order of Odd Fellows.

S. B. No. 473, an Act for the relief of John Smith, Commissioner, etc.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. B. No. 522, an Act in relation to the charter of the Manchester Manufacturing Company, of Corinth, Miss.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your special committee, to whom was referred H. B. No. 672, an Act to make the Cotton Weigher of Claiborne county an elective office, and for other purposes, have instructed me to report a general bill, and ask its passage. And also, to report the original bill, with an amendment, for the consideration of the House, and ask its passage for the benefit of such counties as may desire to adopt its provisions.

Respectfully,

N. G. GILL,

*Chairman.*

Add to the proviso at the end of second section, the following words: "Unless there shall be a Cotton Weigher at the depot, or point where said cotton is sold."

The report was received.

Mr. Clover moved to amend the general bill, H. B. No. 898, an Act to amend section 2267 of the Revised Code of 1871, in relation to Public Weigher, submitted as a report by the special committee appointed on H. B. No. 672, by the following:

*Be it further enacted, That all laws and parts of Acts in*

conflict with the provisions of this Act, be and the same are hereby repealed.

Mr. Jones moved to table the amendment;

Which was lost.

Mr. Truehart moved to reconsider vote whereby the House refused to table amendment.

Mr. Clover moved to table the motion of Mr. Truehart;

Which was lost.

The morning hour having expired, business on the Speaker's table was taken up.

Mr. Ford, however, was granted by general consent, to introduce H. B. No. 899, an Act to re-establish the records and judgments pertaining to the office of J. L. Morris, Justice of the Peace in District No. 1, in Lauderdale county;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Gayles—

*Resolved by the House of Representatives*, (Senate concurring), That the Speaker of the House of Representatives and the President of the Senate be authorized to close the present session, by adjourning their respective Houses *sine die*, on the 25th day of February, A. D. 1875, at 12 o'clock, M.

Mr. Street moved to lay the resolution on the table.

The motion to table was lost, by the following vote:

YEAS—Messrs. Avery, Byrd of Franklin, Boyd of Oktibbeha, Clover, Champlin, Christmas, Clemens, Chavis, Denson, Edwards, Gill, Graham, Johnson of Itawamba, Leggett, Lynch, Landers, Mackey, Monroe, Patterson, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Smothers, Stubbs, Sykes, Sullivan, Truehart, Thompson of Lowndes, Thompson of Greene, and Williams—31.

NAYS—Messrs. Atkins, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cook, Cessor, Chamberlin, Cowart, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Devall, Fitzhugh, Feemster, Ford, Foxworth, French, Gilmer, Green, Gayles, Garrett, Greer, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Morgan, Martin, McNeese, Nathan, Peal, Peyton, Packwood, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Shorter, Simmons, Southworth, Thompson of Montgomery, Tison, Walker of Alcorn, Walker of Monroe and Wynn—55.

In explanation of his vote, Mr. Tison said:

I vote against tabling this resolution for the reason that I am in favor of amending it so as to adjourn at an earlier day than that fixed in the resolution.

Mr. Cessor moved to indefinitely postpone the resolution.

Mr. Gayles moved to table the motion made by Mr. Cessor;

Which was carried.

Mr. Tison moved to amend by striking out 25th and inserting 18th.

Mr. Peyton moved to amend the last amendment by inserting 15th instead of 18th.

Mr. Kendrick moved to table the amendment and the amendment to the amendment;

Which was lost, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Bufkin, Caradine, Champlin, Cessor, Chamberlin, Christmas, Clemens, Chiles, Chavis, Denson, Edwards, Fitzhugh, French, Green, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McCain, Monroe, McNeese, Nathan, Patterson, Palmer, Packwood, Street, Smothers, Sykes, Simmons, Southworth, Tate, Williams and Walker of Monroe—42.

NAYS—Messrs. Atkins, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Cook, Cowart, Chandler, Cotten, Campbell, Crecelius, Davis, Devall, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Landers, Mackey, Martin, Peal, Peyton, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Shorter, Stubbs, Truehart, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—44.

Mr. Chandler moved the previous question on the resolution and amendments.

The motion prevailed;

And the amendment to the amendment was adopted, and the resolution, as amended, was adopted.

Mr. Tison moved to reconsider action just, and to table the motion to reconsider;

Which was carried.

Mr. Street moved to suspend the rules to call from the hands of the Committee of the Whole, S. B. No. 388, an Act to reduce the salaries of public officers, and pass without debate.

A two-thirds vote being required, the motion did not prevail.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 390, an Act to incorporate the Banking House of Gattman & Co., at Aberdeen, Miss.

S. B. No. 404, an Act to remove the disabilities of minority of N. W. Bradford, of Pontotoc county.

S. B. No. 510, an Act entitled an Act to amend section 2916, of the Revised Code of 1871, in relation to appropriations to the Universities of Mississippi.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Patterson moved that the House go into the Committee of the Whole, to consider S. B. No. 396, an Act to be entitled an Act for the relief of the Blind Asylum, and to make repairs and purchase books, etc.

The motion did not prevail.

#### BUSINESS ON SPEAKER'S TABLE.

S. J. R. No. 47, a joint resolution providing for the pay of witnesses summoned before the Judiciary Committee of the Senate, in the matter of J. D. Barton's nomination for Chancellor of the 8th District;

Was taken up, read twice under the rules, and referred to the Committee on Claims.

S. B. No. 389, an Act to amend chapter 46, of the Revised Code of 1871, in relation to State militia, and for other purposes;

Was read the first time, and lies over under the rules.

Mr. Truehart gave notice that he would, on to-morrow, offer an amendment to House Rule No. 50.

S. B. No. 404, an Act to remove the disabilities of minority of N. W. Bradford, of Pontotoc county;

Was taken up, and indefinitely postponed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 390, an Act to incorporate the Banking House of Gattman & Co., at Aberdeen, Miss.;

Was taken up, read twice under the rules, and referred to the Committee on Corporations.

S. B. No. 432, an Act in relation to trials by jury, and liens of judgments;

Was taken up, read twice under the rules, and referred to the Judiciary Committee.

S. C. Res. No. 48, appointing a committee to investigate the practicability of uniting the Blind and Deaf and Dumb Asylums, and to provide for the maintenance of the same by contract;

Was taken up, the blank filled with five, and the resolution concurred in.

The Speaker (Mr. Avery in the chair) appointed the following as said committee, viz.: Messrs. Street, Handy, Chamberlin, Walker of Alcorn and Kendrick.

Mr. Street moved to call from the hands of the Committee of the Whole, S. B. No. 388, an Act to reduce the fees and salaries of public officers, and make it the special order for Thursday next, at 10½ o'clock;

Which was lost.

Mr. Denson, at 2 o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

WEDNESDAY, February 3, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Smothers.

Roll call:

PRESENT—Messrs. Atkins, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McCain, Mackey, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—96.

ABSENT—Messrs. Akers, Applewhite, Archer, Bufkin, Eckford, Foxworth, Horton of Calhoun, Howard, Hasie, McFarland, Mosely, Palmer, Randolph, Stevens, Stone, Spelman and Tate—16.

The reading of the Journal of yesterday was dispensed with.

Mr. Harris moved to reconsider the vote whereby H. B. No. 454, an Act incorporating the Laborers' Savings Bank of Columbus, Miss., was referred to the Committee on Corporations.

Mr. Avery moved to table;

Which was lost;

And the motion to reconsider prevailed.

Mr. Walker, of Monroe, moved to table the motion to commit;

Which was carried.

Mr. Harris moved to refer the bill to a special committee of five.

Mr. Rogers, of Marshall, moved to refer the bill to the Judiciary Committee.

Mr. Handy moved to table the motion to refer to the Judiciary Committee.

The motion prevailed;

And the bill was referred to a special committee of five.

The Chair appointed as such committee: Messrs. Harris, Tison, Smothers, Monroe and Thompson of Montgomery.

Under a suspension of the rules, H. B. 805, an Act for the

assessment of property, was withdrawn from the Committee on Ways and Means, and referred to a special committee of one.

The Chair appointed Mr. Clover as such committee.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your committee on Engrossed Bills have examined and found correctly engrossed, the following entitled bills, to-wit.:

H. B. No. 191, an Act to incorporate the town of Sartartia, Yazoo county, and for other purposes.

H. B. No. 404, an Act to provide for a Road-master in Adams county.

H. B. No. 694, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874.

H. B. No. 698, an Act to enable the Board of Supervisors of Pike county to borrow money, by issuing interest-bearing bonds, for the purpose of building a Court-house, Clerk's office and jail for said county.

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company of Alcorn county.

H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county, Mississippi.

H. B. No. 766, an Act to amend the charter of the town of Bogue Chitto, county of Lincoln, State of Mississippi.

H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties.

H. B. No. 764, an Act to provide for the election of additional Constables, in the first and second Districts, in the county of Wilkinson.

H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river;

H. B. No. 740, an Act of incorporation for the town of Huntsville, Montgomery county, Mississippi.

H. B. No. 311, an Act to amend the several Acts entitled respectively: An Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes, approved March 24, 1874; and Acts supplemental to and amendatory thereto.

H. B. No. 844, an Act to change the time of holding Chancery Court in the second Chancery District, in the counties of Marion and Hancock; and to fix the time of holding Chancery Court in the county of Pearl, in said District.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house.

H. B. No. 665, an Act entitled an Act to authorize the Board of Supervisors of Benton county, to sell the temporary Court-house of said county.

H. B. No. 823, an Act to provide for the formation of com

panies for running, driving, booming, and rafting logs, timber and regulating the floating thereof;

H. B. No. 844, an Act to repeal all local laws prohibiting the sale of vinous and spirituous and malt liquors in Starkville, Oktibbeha county, and for other purposes.

H. B. No. 888, an Act to authorize the Board of Supervisors of Simpson county to issue interest-bearing bonds to facilitate the building of a jail-house in said county.

S. B. No. 112, an Act to authorize the transcribing of certain records in the county of Claiborne.

S. B. No. 291, an Act to incorporate the town of State Line, in the counties of Greene and Wayne.

S. B. No. 215, an Act to incorporate the City Hotel Company, of Jackson, Mississippi.

S. B. No. 334, an Act to repeal an Act to prevent the sale of spirituous liquors in Shannon, Union county.

H. C. R. No. 29, in relation to the State Normal School, at Holly Springs.

Respectfully,

W. H. JONES,

*Chairman.*

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

H. B. No. 338, an Act repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors in the town of Iuka, Tishomingo county, approved January 3, 1872.

H. B. No. 428, an Act to incorporate the town of Artesia, in Lowndes county.

H. B. No. 622, an Act to repeal an Act entitled an Act to amend section 2469, of the Revised Code of 1871, regulating the retail of vinous and spirituous liquors, and to enforce the right of women to petition and protest against such sales, with amendments.

S. B. No. 413, an Act to amend section 2529, Revised Code of 1871, in reference to abduction and abuse of children.

S. B. No. 414, an Act conferring powers on the Chancellors of the State to decree writs of assistance in certain cases.

H. B. No. 327, an Act to change the boundary line of the town of Macon, in the county of Noxubee.

S. B. No. 496, an Act to provide for granting leave of absence to Judges of the Supreme Court.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled,

and this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

S. J. Res. No. 43, a joint resolution in relation to the destruction of uncurrent funds, bonds, warrants and certificates of indebtedness, etc.

H. B. No. 767, an Act to provide for the payment of the outstanding school teachers' warrants, in the counties of Lincoln, Franklin, Pontotoc, Adams, and the city of Natchez, in this State.

The report was received and ordered spread upon the Journal.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, February 3, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 814, an Act to make an appropriation for the State Penitentiary.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

By unanimous consent, the blank in S. J. Res. No. 43, was filled with three.

The Chair appointed as committee on said resolution, Messrs. Tate, Stubbs, and Richards, of Lowndes.

#### INTRODUCTION OF BILLS.

Mr. Sullivan introduced H. B. No. 900, an Act for the relief of purchasers of lands sold under proceedings had pursuant to the provisions of an Act entitled an Act for the relief of the counties of Bolivar, Washington and Issaquena, approved April 5, 1872;

Which was read twice under the rules, and referred to a special committee composed of members from Levee District No. 2.

Mr. Sullivan introduced H. B. No. 991, an Act to incorporate the Home and Infirmary of Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

#### SPECIAL ORDER.

The hour having arrived for consideration of special order, H. B. No. 762, an Act to establish a Metropolitan Police District, and to provide for the government of the same.

The bill was taken up.

Mr. Harris moved that the bill be considered by sections;  
Which was lost.

Mr. Kendrick moved that the bill be considered engrossed,  
read the third time and placed upon its final passage.

Mr. Spight moved to indefinitely postpone the bill.

Mr. Kendrick, at 2:30, moved to adjourn.

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

THURSDAY, February 4, 1875.

House met pursuant to adjournment.

Prayer by Rev. Mr. Thompson of Montgomery.

Roll call:

PRESENT—Messrs. Atkins, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Simons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn, Mr. Speaker—101.

ABSENT—Messrs. Akers, Applewhite, Archer, Bufkin, Horton of Calhoun, Hasie, Huggins, Mosely, Palmer, Randolph, Richards of Yazoo, Shattuck and Stone—13.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Messrs. Hasie and Richards, of Yazoo, from day to day.

#### REPORT OF COMMITTEE.

The Committee on Corporations reported S. B. No. 390, an Act to incorporate the banking house of Gattman & Co., of Aberdeen, Miss., and recommended its passage, with the accompanying amendment:

Add to section 7: *Be it further enacted*, That this bank shall not transact business until \$5,000 capital stock be paid in. And change the seventh section to the eighth.

The amendments were adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The special committee to whom was referred H. B. No. 733, an Act to amend section 37, article 2, of the Revised Code of 1871, in reference to the boundary lines of Franklin county, reported favorably thereon.

The report was received, and the bill being considered engrossed, was read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By general consent, H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants, in the county of Adams, and city of Natchez, approved, April 6, 1873, was called from the hands of the Judiciary Committee.

Mr. Lynch offered the following amendment.

Amend second section by inserting after the word enacted, "that all Acts and parts of Acts in conflict with this Act, be and the same are hereby repealed;

And the amendment was adopted, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Johnson, of DeSoto, moved to suspend the rules to call up H. B. No. 802, an Act to establish a Male and Female Normal School, at Hillsboro, Scott county;

Which was lost;

Mr. Street moved to suspend the rules to allow the Committee on Education to report.

The motion did not prevail.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. B. No. 530, a bill to cede jurisdiction over the National Cemeteries at Vicksburg, Natchez and Corinth, Miss., to the United States.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the

House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 460, an Act to change and fix the time of holding the Circuit Courts of the Eighth Judicial District.

S. B. No. 471, an Act to amend article 10, chapter 9, of the Revised Code of 1871, in relation to appointment of guardians to minors residing in any other State.

S. B. No. 470, an Act entitled an Act to confer jurisdiction on the Chancery Court of Tunica county, Miss.

S. B. No. 502, an Act entitled an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes.

H. B. No. 811, an Act to amend the several Acts entitled respectively: an Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes, approved March 24, 1874, and Acts supplemental and amendatory thereto.

H. B. No. 844, an Act to change the time of holding Chancery Court in the Second Chancery District in the counties of Marion and Hancock, and to fix the time for holding Chancery Court in the county of Pearl in said District.

H. B. No. 698, an Act to enable the Board of Supervisors of Pike county, to borrow money by issuing interest-bearing bonds for the purpose of building a Court-house, Clerk's offices and jail for said county.

H. B. No. 764, an Act to provide for the election of additional Constables in the first and Second District in the county of Wilkinson.

H. B. No. 766, an Act to amend the charter of the town of Bogue Chitto, County of Lincoln, State of Mississippi.

H. B. No. 865, an Act entitled an Act to authorize the Board of Supervisors of Benton county to sell the temporary Court-house of said county.

H. B. No. 883, an Act to authorize the Board of Supervisors of Simpson county to issue interest-bearing bonds to facilitate the building of a jail house in said county.

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company, of Alcorn county.

H. B. No. 899, an Act to re-establish the records and judgments of J. L. Morris, pertaining to the office of Justice of the Peace, in District No. 1, Lauderdale county.

H. B. No. 165, an Act to incorporate the Natchez Dramatic Association.

H. B. No. 630, an Act to amend article 12, chapter 22, of the Revised Code of 1871.

H. B. No. 694, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House, that the Senate has agreed to a committee of conference on H. B. No. 643, an Act to amend an Act to appropriate anew apartments for the various offices therein named.

Committee on the part of the Senate: Messrs. Warner, Stone and Gray.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has failed to pass the following entitled bills, to-wit:

H. B. No. 109, a bill to be entitled an Act for the relief of Harriet E. Dupree, of Lauderdale county.

H. B. No. 127, an Act in relation to repairs on the Governor's mansion.

H. B. No. 140, an Act to extend the several statutes of limitation to married women.

H. B. No. 406, an Act to amend an Act incorporating the town of Iuka, Tishomingo county, approved March 28, 1872.

H. C. R. No. 30, in relation to adjournment.

H. B. No. 107, a bill to amend section 1690, article 8, chapter 22, of the Revised Code of 1871, in relation to the collection of taxes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### MESSAGE FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 4, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 767, an Act to provide for the payment of the outstanding school teachers' warrants in the counties of Lincoln, Franklin, Pontotoc, Adams and the city of Natchez, in this State.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

H. B. No. 762, an Act to establish a Metropolitan Police District, and to provide for the government of the same;

Was taken up.

Mr. Edwards moved to refer the bill to a special committee of three, with instructions to report at any time.

Mr. Denson moved to amend by striking out "three" and inserting "five."

Mr. Edwards moved to table the amendment offered by Mr. Denson;

Which was lost;

And the amendment was adopted.

Mr. Cessor moved to table the motion to refer;

Which was lost;

And the bill was referred.

Mr. Street moved to reconsider the vote whereby the bill was referred to a special committee of five.

Mr. Avery moved to table the motion to reconsider;

Which was carried.

The chair appointed as the Committee on H. B. No. 762, Messrs. French, Atkins, Edwards, Cessor and Bryd of Pearl.

#### BUSINESS ON SPEAKER'S TABLE.

S. B. No. 722, an Act in relation to the charter of the Manchester Manufacturing Company of Corinth, Miss.;

Was read twice under the rules, and referred to the Committee on Commerce and Manufacture.

S. B. No. 414, an Act conferring power on the Chancellors of the State to decree writs of assistance in certain cases;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 496, an Act to provide for granting leave of absence from the State, to Judges of the Supreme Court;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 530, a bill to cede jurisdiction over the National Cemeteries at Vicksburg, Natchez and Corinth, Miss., to the United States;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 643 an Act to amend an Act to appropriate new apartments for the various officers therein named;

Was taken up, and the bill and the accompanying Senate amendments were referred to the Committee on Penitentiary.

S. B. No. 460, an Act to change and fix the time of holding the Circuit Courts in the Eighth Judicial District;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 471, an Act to amend article 10, chapter 9, Revised Code of 1871, in relation to the appointment of guardians to minors residing in any other State;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 470, an Act to confer jurisdiction on the Chancery Court of Tunica county, Mississippi;

Was read three several times under the rules and passed; title standing as stated.

S. B. No. 413, an Act to amend section 2529, Revised Code of 1871, in reference to abduction and abuse of children;

Was read twice under the rules, and referred to the Committee on Judiciary.

Mr. Rogers, of Marshall, at 12:42, moved to adjourn;

Which was lost.

S. B. No. 491, an Act to repeal sections 9, 10, 11, 12 and 13 of an Act to amend the revenue laws, and for other purposes, approved April 5, 1872; also, all laws subsequent in relation to Delinquent Tax Collectors;

Was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 502, an Act to amend an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes;

Was read three several times under the rules, and passed; title standing as stated.

H. B. No. 632, an Act repeal an Act to amend section 2469, of the Revised Code of 1871;

Was taken up, and the Senate amendments thereto concurred in.

S. B. No. 389, an Act to amend chapter 46 of the Revised Code of 1871, in relation to State militia, and for other purposes;

Was read the second time, and referred to the Committee on Military Affairs.

#### INTRODUCTION OF RESOLUTION.

By Mr. Truehart—

*Resolved*, That after this day there may be two sessions of the House daily; the House to meet in the morning at 10 o'clock, and the afternoon session to begin at 3:30 o'clock.

The resolution was adopted.

H. B. No. 94 $\frac{1}{2}$ , a bill to be entitled an Act for the relief of C. H. Manship;

Was taken up, and recommitted to the Committee on Claims.

H. B. No. 752, an Act for the relief of B. Lampkin, former Sheriff of Pike county;

Was taken up and indefinitely postponed.

S. J. R. No. 45, proposing an amendment to the Constitution of the State of Mississippi;

Was taken up and passed its third reading, by the following vote:

YEAS—Messrs. Atkins, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Chrismas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Edwards, Fitz-

hugh, Feemster, Ford, Foxworth, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of Desoto, Jones, Leggett, Lynch, Landers, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Wynn and Mr. Speaker—38.

NAYS—Mr. Cessor—1.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No 763, an Act to incorporate the town of Graysville, in Washington county, Miss.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 510, an Act entitled an Act to amend section 2916, of the Revised Code of 1871, in relation to appropriations to the Universities of Mississippi;

Was read twice under the rules, and referred to the Committee of the Whole.

Mr. Street, by general consent, introduced the following:

*Resolved*, That the Hon. R. A. Hill, of the United States Court, be requested to address the Legislature on the subject of education, in this hall, to-night.

The resolution was adopted.

Mr. Avery, at 1:22 o'clock, moved to adjourn.

The motion prevailed by the following vote:

YEAS—Messrs. Atkins, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Caradine, Cook, Chamberlin, Cowart, Chandler, Cotten, Clemens, Campbell, Crecelius, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gilmer, Green, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Landers, Matthews, Morgan, Martin, McNeese, Palmer, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison Walker of Alcorn, Walber of Monroe, Wynn and Mr. Speaker—59.

NAYS—Messrs. Boyd of Oktibbeha, Boyd of Warren, Champ-  
lin, Cessor, Christmas, Chiles, Davis, Gill, Gayles, Handy,

Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Monroe, Mosely, Nathan, Patterson, Peal, Rogers of Marshall, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, and Washington—34.

H. W. WARREN,  
*Clerk of the House of Representatives.*

FRIDAY, February 5, 1875.

House met pursuant to adjournment.

Prayer by Rev. Mr. Johnson, of DeSoto.

Roll call:

PRESENT—Messrs. Atkins, Akers, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Applewhite, Avery, Archer, Bufkin, Cook, Chiles, Foxworth, French, Horton of Calhoun, Kendrick, Mackey, Mosely, Randolph, Richards of Yazoo, Shattuck, Spight and Sullivan.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Messrs. Cook, Spight, Kendrick and Bufkin, from day to day, on account of sickness; and to Mr. Sullivan for two days.

#### INTRODUCTION OF BILLS.

By Mr. Ford—

H. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

By Mr. Patterson—

H. B. No. 903, an Act to provide for the support of the State Lunatic Asylum for the fiscal year, 1875;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

By Mr. Spelman—

H. B. No. 904, an Act for the better security of the right of paupers as litigants in the Courts of this State;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Truehart—

H. B. No. 905, an Act to amend an Act for the regulation, control and support of the Penitentiary, approved April 28, '72;

Which was read twice under the rules, and referred to the Committee on Penitentiary.

By Mr. Stone—

H. J. Res. No. 27, a joint resolution relative to an amendment to the Constitution of the State of Mississippi, providing for biennial sessions of the Legislature, which passed its first reading by the following vote:

YEAS—Messrs. Atkins, Akers, Avery, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Hicks, Harrison, Harris, Johnson of Itawamba, Jones, Leggett, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Green, Tison, Washington, Walker of Alcorn and Wynn—63.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Davis, Fitzhugh, Handy, Johnson of DeSoto, Lynch, Landers, McCain, Monroe, Nathan, Patterson, Richards of Lowndes, Smith of Claiborne, Smothers, Simmons, Sykes, Truehart, Thompson of Lowndes, Willborn, Weatherly, White, Walker of Monroe and Mr. Speaker—28.

By Mr. Stone—

H. B. No. 906, an Act to provide for the trial of offenses upon information;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Thompson, of Montgomery—

H. B. No. 907, an Act to encourage the raising of stock in the State of Mississippi;

Which was read twice under the rules, and referred to the Committee on County Affairs.

By Mr. Atkins—

H. B. No. 908, an Act to change the boundary lines of the county of Choctaw;

Which was read twice under the rules, and referred to the Committee on County Affairs.

By Mr. Howard—

H. B. No. 909, an Act entitled an Act to amend the charter of the town of Ebenezer, in Holmes county;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Johnson, of Itawamba—

H. B. No. 910, an Act to incorporate the Aberdeen, Fulton and Eastport Railroad Company;

Which was read twice under the rules, and referred to Committee on Railroads.

By Mr. Packwood—

H. B. No. 911, an Act to amend section 756, article 10, chapter 8, of the Revised Code of 1871, in relation to changing the rules of evidence;

Which was read twice under the rules, and referred to the Committee on Judiciary.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has failed to pass the following entitled bills, to-wit:

H. B. No. 506, an Act for the relief of Mrs. Rachael Johnson.

H. B. No. 523, an Act for the relief of Charles W. Schwartz a minor of DeSoto county, Miss.

H. B. No. 667, an Act to empower the Board of Mayor and Aldermen of the city of Natchez, to submit the question of city limits thereof to the registred voters.

H. B. No. 757, an Act to provide copies of the Election Law, for the use of the different counties in the State.

H. B. No. 122, an Act for the relief of the Chancery Clerks of the State.

S. B. No. 182, an Act to amend the laws of evidence in this State.

H. B. No. 397, an Act for the relief of A. E. Gray, late Sheriff of Newton county, in this State.

H. B. No. 446, an Act in relation to Cotton Weighing in Jefferson county.

H. B. No. 457, an Act to authorize the several Boards of Supervisors of this State, to have made abstract or chain of title books, for their respective counties.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the

House of Representatives, that the Senate has passed the following entitled bills, viz.:

S. B. No. 509, an Act to incorporate the Mutual Aid and Grange Life Insurance Association of Mississippi.

S. B. No. 515, an Act to repeal the fifth section of an Act to amend the rules of practice and procedure in criminal cases in this State, approved April 5, 1872, and for other purposes.

S. B. No. 518, an Act to amend section 782, of the Revised Code of 1871, in relation to suits on open accounts.

S. B. No. 534, an Act to change the boundary lines between the counties of Marion and Pearl.

S. B. No. 539, an Act for the relief of the Southern Corporation Hotel Company of Iuka, Tishomingo county.

H. B. No. 408, an Act to change the corporation line of the town of Senatobia, Tate county.

H. B. No. 456, an Act to provide for the election of an additional Justice of the Peace in Marshall county.

H. B. No. 487, an Act to require the Board of Supervisors of Union county to refund to Lee county certain school moneys.

H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants in the county of Adams, and city of Natchez, approved April 6, 1874.

H. B. No. 733, an Act to amend section 37, article 2, of the Revised Code of 1871, in reference to the boundary lines of Franklin county.

H. B. No. 786, an Act for the relief of R. B. Stone a citizen of Lee county, with amendments.

H. B. No. 853, an Act to amend section 2131, of the Code of 1871, in relation to the exemption laws.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

By Mr. Street—

H. B. No. 912, an Act to attach Prentiss county to the 17th Chancery District;

Which was read twice under the rules, and referred to a special committee, composed of the members from the Seventh and Eighth Judicial Districts.

By Mr. Street—

H. B. No. 913, an Act to authorize the Grangers' Life and Health Insurance Company to create and establish branch departments in the State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Campbell—

H. B. No. 914, an Act to amend and reduce into one the several charters and Acts incorporating the town of Kosciusko, in the county of Attala, and the several Acts amendatory thereto;

Which was read twice under the rules, and referred to the Committee on Corporations.

The Chair appointed, as special committee to consider H. B. No. 912, Messrs. Street, Walker of Monroe and Johnson of Itawamba.

By Mr. Smith, of Tunica—

H. B. No. 915, an Act to amend the law in relation to evidence;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Byrd, of Pearl—

H. B. No. 916, an Act for the relief of John J. Saucier, Sheriff of Hancock county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Denson—

H. B. No. 917, an Act amendatory of an Act entitled an Act to amend the laws in relation to registration, approved April 15, 1873;

Which was read twice under the rules, and referred to the Committee on Registration.

By Mr. Graham—

H. B. No. 918, an Act to repeal chapter 77, Acts of 1874, an Act to prohibit the sale of vinous and spirituous liquors within five miles of Louisville, Winston county, Miss.;

Which was read twice under the rules, and, with accompanying petitions, referred to the Committee on County Affairs.

By Mr. Graham—

H. B. No. 919, an Act compelling the Sheriff of each of the counties to convey the convicts from his county to the State Penitentiary;

Which was read twice under the rules, and referred to the Committee on Penitentiary.

By Mr. Gill—

H. B. No. 920, an Act for the relief of Falconer Bros., attorneys, of Marshall county;

Which was read twice under the rules, and, with accompanying documents, referred to the Committee on Claims.

By Mr. Gill—

H. B. No. 921, an Act to increase the revenues;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Gill—

H. B. No. 922, an Act to provide for the support of the Mississippi State University, at Oxford, to reduce the Alcorn University to a Normal School, and to establish a Normal School in East Mississippi;

Which was read twice under the rules, and referred to the Committee on Universities.

By Mr. Walker:

H. B. No. 923, an Act in relation to public schools in Monroe county;

Which was read twice under the rules, and referred to the Committee on Public Education.

The Committee on Ways and Means reported favorably upon S. B. No. 486, an Act to regulate the tax for retailing vinous and spirituous liquors, and to provide for the payment of the same, and with accompanying amendment, and recommended its passage:

Amend by adding to section 1 the following: *Provided*, That in any incorporated city or town of one thousand (1000) inhabitants, or over the minimum, shall be \$300.

Amend further by adding to section 2 the following: And the Collector shall be allowed as full compensation for the collection of money under this Act, to charge the parties taking out a license, two (2) per cent. in currency on the amount collected, in addition to the amount of the license, and the full amount paid for such license shall be paid into the Treasury.

The report was received, and the amendments were adopted;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee, to whom was referred H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha, Carroll and Montgomery counties, reported thereon, and, with accompanying amendment, recommended the passage of the bill.

Amendment: "That if at any time the business on the dockets of the Circuit Courts of either of the Districts of the counties of Yalobusha or Carroll, should not be disposed of within the time now limited by law for holding said Courts, the Judge holding such Courts shall be, and he is hereby authorized and empowered to adjourn said Courts to any other time, to be fixed by said Judge, and then to proceed with the business on the dockets until the same is disposed of.

SECTION 2. *Be it further enacted*, That when any Court shall be so adjourned, twenty-four petit jurors shall be drawn and summoned to attend said adjourned terms, as now required by law.

SEC. 3. *Be it further enacted*, That the Circuit Court for the Second District of Carroll county, shall be held at the time now fixed by law, and shall continue six days, if business so long require, unless the same is adjourned by the Judge to another time, under the first section of this Act.

SEC. 4. *Be it further enacted*, That the Circuit Court of Montgomery county shall commence on the third Monday after the third Monday in May and November, and shall continue twelve days, if business so long require.

SEC. 5. *Be it further enacted*, That this Act shall go into effect from and after its passage.

The report was received, the amendment adopted, and the bill being considered engrossed, was read the third time, and passed; title standing as follows:

"An Act to regulate the terms of the Circuit Courts of the counties of Yalobusha, Carroll and Montgomery."

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee on S. B. No. 454, an Act incorporating the Laborers' Savings Bank, of Columbus, Mississippi, reported upon the bill, and with accompanying amendments, recommend its passage:

Amend third section, by striking out "thirty" and inserting "sixty."

In lieu of the amendment offered by Mr. French, and adopted by the House, insert the following:

*Provided*, That one thousand dollars shall be subscribed and paid in by the stockholders, before deposits shall be received.

Amend the fifth section by adding the following:

And the said Company shall be exempt from privilege tax, until the sum of ten thousand dollars of the capital stock is subscribed and paid in by the stockholders.

Amend the amendment offered by Mr. Ford and adopted by the House, by striking out the words, "all sums of over one hundred dollars."

Mr. Rogers, of Marshall, moved to table the bill and amendment;

Which was lost.

And the first, second and fourth amendments were adopted;

And the third amendment was rejected;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 327, an Act to change the boundary lines of the town of Macon, in the county of Noxubee.

H. B. No. 338, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors in the town of Iuka, Tishomingo county, approved Jan. 3, 1872.

H. B. No. 428, an Act to incorporate the town of Artesia, in the county of Lowndes.

H. B. No. 630, an Act to amend article 12, chapter 22, Revised Code of 1871.

H. B. No. 899, an Act to re-establish the records and judgments pertaining to the office of J. L. Morris, Esq., Justice of the Peace in District No. 1, of Lauderdale county.

H. B. No. 165, an Act to incorporate the Natchez Dramatic Association, of Natchez, Miss.

H. B. No. 733, an Act to amend section 37, article 2, chap-

ter 2, of the Revised Code of 1871, in reference to the boundary lines of Franklin county.

The report was received and ordered to be spread upon the Journal.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has passed the following entitled bill, to-wit:

S. C. Res. No. 51, in relation to adjournment *sine die*.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Under a suspension of the rules, S. B. No. 447, an Act to make warrants receivable for taxes, was called from the hands of the Committee on Ways and Means.

Mr. Clover moved to recommit the bill to the Committee on Ways and Means.

Mr. Jones moved to table the motion to recommit;

Which was carried.

Mr. Cessor moved to strike out the last section of the bill, and insert:

*Be it further enacted*, That this Act take effect and be in force from and after the first day of October, 1875.

Mr. Denson moved to table the amendment offered by Mr. Cessor;

Which was carried.

Mr. Walker, of Monroe, moved the previous question;

Which was carried.

Mr. Truehart moved to reconsider the vote whereby the previous question was ordered;

The motion prevailed.

At 1:25 o'clock, Mr. Truehart moved to adjourn;

The motion was lost, by the following vote:

YEAS—Messrs. Clover, Cessor, Clemens, Edwards, Foxworth, Johnson of DeSoto, Patterson, Palmer, Peal, Smith of Claiborne, Smothers, Simmons, Truehart, Willborn, Williams—15.

NAYS—Messrs. Atkins, Akers, Avery, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Caradine, Cook, Chamberlin, Christmas, Cowart, Chandler, Cotten, Champlin, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Feemster, Ford, French, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Lynch, McFarland, McCain, Monroe, Morgan, Martin, McNeese, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Shorter, Stubbs, Sykes, Southworth, Thompson of

Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe and Wynn - 75.

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Cessor and Mr. Smith, of Claiborne, explained their votes by saying:

We vote against the passage of this bill because, in our opinion, it will greatly disparage the interest of the common schools throughout the State.

Mr. French gave notice that he would, at some future time, move to reconsider the vote whereby S. B. No. 502, an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes, passed the House.

Mr. Gayles, at 12:35, moved to adjourn.

Mr. Clover, at 12:36, moved to adjourn until to-morrow at 10 o'clock, A. M.;

The motion to adjourn did not prevail.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 5, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bill, to-wit:

H. B. No. 630, an Act to amend article 12, chapter 22, of the Revised Code of 1871.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### BUSINESS ON THE SPEAKER'S TABLE.

S. C. Res. No. 49, appointing a committee to investigate the contracting of the convicts now in the Penitentiary, and the death of a convict while undergoing discipline;

Was taken up, the resolution concurred in, and the blank filled with three.

The Chair appointed as committee on said resolutions, Messrs. Truehart, Wynn and Stone.

S. B. No. 518, an Act to amend section 782, Revised Code of 1871, in relation to suits on open accounts;

Was read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 515, an Act to repeal the fifteenth section of an Act to amend the rules of practice and procedure in criminal

cases, in this State, approved April 5, 1872, and for other purposes ;

Was read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 509, an Act to incorporate the Mutual Aid and Grange Life Insurance Association of Mississippi;

Was twice under the rules, and referred to the Committee on Corporations.

H. B. No. 786, an Act for the relief of R. B. Stone, a citizen of Lee county, with Senate amendments;

Was taken up, and Senate amendments concurred in.

S. B. No. 539, an Act for the relief of the Southern Corporation Hotel Company, of Iuka, Tishomingo county;

Was read three several times and passed; title standing as stated.

S. B. No. 534, an Act to change the boundary lines between the counties of Marion and Pearl;

Was read twice under the rules, and indefinitely postponed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Champlin, at 1 o'clock, moved to adjourn;

Which was lost.

*Resolved*, That the Special Committee on Public Printing be instructed to prepare and report such bills as will reduce the cost of printing for the year 1875, so as not to exceed the sum of \$25,000.

*Resolved, further*, That the Committee on Ways and Means be instructed to report a bill reducing the general State tax, from six and three-fourths mills to three and a half mills.

Mr. Gill moved to amend by striking out \$25,000 and inserting \$30,000.

Mr. Shorter moved to table the amendment;

Which was carried, and the resolution was adopted.

S. C. R. No. 51, In relation to adjournment, was taken up.

Mr. Avery moved to refer it to special committee of five.

Mr. Hasie moved to table the motion to refer;

Which was carried.

Mr. Cessor moved to reconsider the vote whereby the motion to commit was tabled.

Mr. Gayles moved to table the motion to reconsider ;

The motion was lost, by the following vote:

YEAS—Messrs. Atkins, Akers, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Chamberlin, Chandler, Crece-lius, Davis, Devall, Feemster, Ford, Foxworth, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Morgan, Martin, McNeese, Peal, Packwood, Rogers of Marshall, Rogers of Yalobusha, Stevens, Smith of Jasper, Stockstill, Stubbs, Simmons, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn, Walker of Monroe and Wynn—43.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of

Warren, Clover, Champlin, Cessor, Christmas, Cotten, Chiles, Chavis, Edwards, French, Gill, Green, Handy, Howard, Harrison, Johnson of DeSoto, Lynch, Landers, McCain, Monroe, Matthews, Mosely, Nathan, Patterson, Palmer, Peyton, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Street, Spelman, Shorter, Smothers, Sykes, Truheart, Southworth, Tate, Thompson of Lowndes, Weatherly, White, Washington and Mr. Speaker—44.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit.:

H. B. No. 896, an Act to change the time of holding Court in certain counties in the Eleventh Judicial District.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—By request, I hereby return to the House, S. B. No. 502, an Act entitled an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. French, at 1:45, moved to adjourn, until to-morrow at 10 o'clock, A. M.

The motion prevailed by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Champlin, Cessor, Chamberlin, Christmas, Cotten, Chiles, Crecelius, Chavis, Denson, Edwards, Ford, Foxworth, French, Green, Handy, Howard, Harrison, Hasie, Johnson of DeSoto, Leggett, Lynch, Landers, McCain, Monroe, Matthews, Mosely, Nathan, Patterson, Palmer, Peyton, Richards of Lowndes, Stevens, Spelman, Shorter, Stubbs, Sykes, Simmons, Truheart, Tate, Thompson of Lowndes, Williams, Weatherly, White, Washington and Mr. Speaker—50.

NAYS—Messrs. Atkins, Akers, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Chandler, Campbell, Davis, Devall, Feemster, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, Jones, Morgan, Martin, Peal, Packwood, Rogers of Marshall, Rogers of Yalobusha, Stockstill, Street, Smothers, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Walker of Alcorn, Walker of Monroe and Wynn—40.

H. W. WARREN,  
*Clerk of the House of Representatives.*

SATURDAY, February 6, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Mr. Stewart.

Roll call:

PRESENT.—Messrs. Atkins, Akers, Avery, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Ford, Foxworth, French, Gilmer, Green, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McCain, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—95.

ABSENT.—Messrs. Applewhite, Archer, Byrd of Franklin, Bufkin, Campbell, Fitzhugh, Feemster, Gill, Horton of Calhoun, Kendrick, McFarland, Mackey, Moseley, Rogers of Marshall, Randolph, Shattuck, Spight and Willborn—17.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Mackey from day to day, on account of sickness.

#### MESSAGES FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 6, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 165, an Act to incorporate the Natchez Dramatic Association, of Natchez, Miss.

H. B. No. 327, a bill to be entitled an Act to change the boundary lines of the town of Macon, in the county of Noxubee.

H. B. No. 428, an Act to incorporate the town of Artesia, in the county of Lowndes.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT,  
JACKSON, February 6, 1875. }

MR. SPEAKER—I am directed, by His Excellency, the Governor, to return to the House, without his signature:

H. B. No. 333, an Act to repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors in the town of Iuka, Tishomingo county, approved January 3, 1872; and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

INTRODUCTION OF BILLS.

Under a suspension of the rules, bills of a general nature were allowed to be introduced, for reference only, as well as local bills.

By Mr. Walker, of Alcorn—

H. B. No. 924, an Act to repeal an Act entitled an Act to regulate legal advertisements for the several judicial districts of Mississippi, and for other purposes, Approved April 3, 1874;

Which was read twice under the rules, and referred to the Committee on Printing.

By Mr. Campbell—

H. B. No. 925, an Act to secure and protect livery stable owners and keepers in their fees for keeping and feeding stock;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Clemens—

H. B. No. 926, an Act to authorize the Board of Supervisors of Clarke county to ascertain the indebtedness of said county;

Which was read twice under the rules, and referred to the Committee on Ways and Means,

By Mr. Christmas—

H. B. No. 927, an Act entitled an Act for the relief of Mrs. Massey Anderson, of Copiah county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Thompson, of Greene—

H. B. No. 928, an Act entitled an Act in relation to the unlawful collection of taxes on homesteads;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Champlin—

H. B. No. 929, an Act to amend and supplemental to an Act to create a Board of Pilot Commissioners for the Bay of Pascagoula, and for other purposes, approved March 25, 1873;

Which was read twice under the rules, and referred to Committee on Judiciary.

By Mr. Champlin;

H. B. No. 930, an Act to require the Assessors of the several counties to make an enumeration of the educable children in each and every county of this State;

Which was read twice under the rules, and referred to the Committee on Education.

By Mr. Denson—

H. B. No. 931, an Act to incorporate the Mississippi Presbytery of the Cumberland Presbyterian Church;

Which was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Shorter—

H. B. No. 932, an Act to provide for the payment of costs to the Justice of the Peace, Constables, and State witnesses in criminal investigations in which the State fails in, or the accused is unable to pay costs;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Peyton—

H. B. No. 933, an Act for the relief of Henry C. Daniels, of Hinds county;

Which was read twice under the rules, and, with accompanying documents, referred to the Committee on Ways and Means.

By Mr. Smith, of Jasper—

H. B. No. 934, an Act to authorize the Circuit Clerk of Jasper county to correct the list of lands forfeited to the State for non-payment of taxes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By unanimous consent, H. B. No. 795, an Act to authorize the Board of Supervisors of Lee county to sell certain lands, and for other purposes, was called from the hands of the Committee on County Affairs, and the bill being considered engrossed, was read the third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Stone—

H. B. No. 935, an Act to remove the civil disabilities of Martha Davis, a minor;

Which was read twice under the rules, and referred to a special committee composed of three attorneys, members of the House.

By Mr. Martin—

H. B. No. 936, an Act to establish a ferry across Big Black river, at a point called Durman's ferry, in the county of Montgomery;

Which was considered engrossed, read three several times under the rules and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Martin—

H. B. No. 937, an Act to provide for cases of erroneous assessment of realty and personalty;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Chandler—

An Act for the relief of John A. Campbell, of Noxubee county;

Which was read twice under the rules, and referred to the Committee on Claims, with instructions to report by bill.

Mr. Landers offered the following:

*Resolved*, That when the House adjourn to-day, it be until 3:30 o'clock, on Wednesday next.

Mr. Simmons moved to table.

The motion to table prevailed by the following vote:

YEAS—Messrs. Akers, Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Carradine, Cessor, Christmas, Chandler, Cotten, Crecelius, Davis, Devall, Eckford, Edwards, Feemster, Ford, Foxworth, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harris, Jones, Monroe, Morgan, Martin, McNeese, Patterson, Packwood, Resse, Rogers of Yalobusha, Richards of Lowndes, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Shorter, Sykes, Simmons, Southworth, Tate, Thompson of Lowndes, Thompson of Greene, Tison, White, Walker of Alcorn and Mr. Speaker—52.

NAYS—Messrs. Atkins, Brunt, Boyd of Attala, Champlin, Chamberlin, Cowart, Clemens, Chiles, Campbell, Chavis, Denison, French, Gilmer, Howard, Harrison, Johnson of Itawamba, Johnson of DeSoto, Landers, Matthews, Palmer, Peal, Peyton, Street, Sullivan, Truehart, Thompson of Montgomery, Williams, Weatherly, Washington, Walker of Monroe and Wynn—31.

Mr. Clover, at 11 o'clock a. m., moved to adjourn;

Which was lost.

By Mr. Chiles—

H. B. No. 939, an Act to repeal section 1632, of the Revised Code of 1871, in relation to appeal bonds from Justices of the Peace;

Which was read twice under a suspension of the rules, and referred to the Committee on Judiciary.

By Mr. Packwood—

H. B. No. 940, an Act to amend an Act entitled an Act to incorporate the town of Magnolia, in the county of Pike, State of Mississippi, approved March 22, 1871;

Which was considered engrossed, read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Reese—

H. B. No. 941, an Act to facilitate the construction of telegraph lines in the State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Street—

H. B. No. 942, an Act for the encouragement and protection of Paine Male High School, at Booneville;

Which was considered engrossed, read three several times and passed; title standing as stated.

By Mr. Street—

H. B. No. 943, an Act to provide for the equitable distribution of the school funds in Prentiss county;

Which was read twice under the rules, and referred to the Committee on Education.

By Mr. Avery—

H. B. No. 944, an Act to authorize the Board of Supervisors of Tallahatchie county to pay for the compiling of abstract and chain of title books;

Which was considered engrossed, read three several times under the rules, and passed; title standing as stated.

By Mr. Avery—

H. B. No. 945, an Act to amend an Act entitled an Act to amend an Act entitled an Act to provide for the payment of all debts and all liabilities incurred or assumed, and all scrip or evidence of debt issued by the General Board of Levee Commissioners, organized under an Act approved December 3, 1858, and also for the payment of all debts and all liabilities, incurred or assumed by any county for work or labor done, or material furnished, prior to the first day of January, 1862, in any county included in the Levee District created by the Act of December 2, 1858, aforesaid, whether such debts or liabilities were incurred or assumed before or after the passage of the Act aforesaid, approved February 3, 1867;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Walker, of Monroe—

*Resolved*, That Lieutenant-General P. H. Sheridan, now in this city, be invited to a seat within the bar of this House.

Mr. Street offered the following as a substitute for the resolution offered by Mr. Walker:

*Resolved*, That the courtesies of the House are cordially extended to any officer or soldier of the United States Army, from the General of the army, to the humblest private in the ranks, Lieutenant-General P. H. Sheridan not excepted.

Mr. Clover moved to table the substitute.

The motion to table the substitute prevailed;

And under the operations of the previous question the resolution offered by Mr. Walker was adopted.

By Mr. Tate—

H. B. No. 946, an Act for the relief of John B. Wait and J. J. Sims;

Which was read twice under the rules, and, with accompanying petition, referred to the Committee on Claims.

By Mr. Graham—

H. B. No. 947, an Act to exempt from executions, garnishment and attachments all warrants given for keeping the poor;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Harris—

H. B. No. 948, an Act to authorize the Clerk of the Chancery Court of Washington county to transcribe index No. 2, to the records of deeds of real estate in the county of Washington;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By general consent, H. B. No. 923, an Act in relation to public schools;

Was called from the Committee on Education, and being considered engrossed, the bill was read a third time and passed; title standing as stated.

By general consent, H. B. No. 446, an Act entitled an Act to amend section 2322, Revised Code of 1871, in relation to the right of aliens to acquire, hold and transmit lands;

Was called from the hands of the Judiciary Committee, read the third time and passed; title standing as stated.

By general consent, H. B. No. 849, an Act amending the school laws of this State, was reported upon by the Committee on Education.

The report was received;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By general consent, the Committee on Education reported upon H. B. No. 802, an Act to establish a male and female Normal School at Hillsboro, Scott county.

The report was received;

And the substitute offered by the committee, H. B. No. 949, was read twice under the rules, and referred to the Committee of the Whole.

The House went into the Committee of the Whole to further consider H. B. No. 949;

And after some time spent therein, the committee arose, and through its chairman, Mr. Avery, reported the bill back, to the House, with the recommendation that it be recommitted to the Committee on Education.

The report was received, and the bill was recommitted.

By general consent, H. B. No. 884, an Act for the relief of C. M. and E. T. Gordon, of Yalobusha county;

Was called from the hands of the Committee on Claims, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Mosely offered the following:

*Resolved*, That the Speaker and Clerk of the House be authorized to sign certificates in favor of Wash. Robinson, Joseph Patton, William Cullins and Hugh Henderson, for the time they were employed as porters of this House.

Mr. Street offered the following as a substitute for the resolution offered by Mr. Mosely:

*Resolved*, That the Sergeant-at-Arms be instructed and required to at once pay off all porters and pages employed by him in excess of the number authorized by law, otherwise, his office is hereby declared vacant and a new election shall be held.

The substitute was adopted.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. French—

*Resolved*, That when the House adjourn to-day, it adjourns until Wednesday next.

Mr. Gayles moved to table.

The motion to table was lost by the following vote:

YEAS—Messrs. Akers, Avery, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cook, Cessor, Chandler, Crecelius, Devall, Eckford, Edwards, Ford, Foxworth, Gayles, Garrett, Greer, Graham, Handy, Harris, Jones, Martin, Packwood, Reese, Richards of Lowndes, Stevens, Smith of Claiborne, Smith of Jasper, Stone, Simmons, Southworth, Thompson of Lowndes, Thompson of Greene, Tison and Walker of Alcorn—35.

NAYS—Messrs. Atkins, Brunt, Byrd of Pearl, Boyd of Attala, Champlin, Chamberlin, Christmas, Cotten, Clemens, Chiles, Campbell, Chavis, Denson, French, Gilmer, Horton of Pontotoc, Harrison, Johnson of Itawamba, Johnson of DeSoto, Landers, McFarland, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Yalobusha, Richards of Yazoo, Smith of Tunica, Stockstill, Street, Shorter, Smothers, Sykes, Truehart, Thompson of Montgomery, Willborn, Williams, Weatherly, White, Walker of Monroe Wynn and Mr. Speaker—47.

And the resolution offered by Mr. French was adopted by the following vote:

YEAS—Messrs. Atkins, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Champlin, Chamberlin, Christmas, Clemens, Chiles, Campbell, Chavis, Denson, French, Gilmer, Horton of Pontotoc, Howard, Harrison, Johnson of Itawamba, Johnson of DeSoto, Leggett, Landers, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Palmer, Peal, Peyton, Reese, Rogers of Yalobusha, Richards of Lowndes, Smith of Tunica, Stockstill, Street, Smothers, Sykes, Truehart, Tate, Thompson of Montgomery, Williams, Weatherly, White, Walker of Monroe and Wynn—46.

NAYS—Messrs. Akers, Avery, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Cook, Cessor, Chandler, Cotten, Crecelius, Devall, Eckford, Edwards, Ford, Foxworth, Gayles, Garrett, Greer, Graham, Handy, Hicks, Hasie, Harris, Jones, Monroe, Martin, Patterson, Packwood, Stevens, Smith of Claiborne, Smith of Jasper, Stone, Shorter, Simmons, Southworth, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Walker of Alcorn and Mr. Speaker—42.

MR. SPEAKER—We vote no because we think it wrong for the Legislature to adjourn at this time, for either recreation or pleasure, and before anything has been accomplished toward relieving the people from the onerous burden of taxation imposed upon them.

J. A. SHORTER,  
W. H. HARRIS,  
J. M. CARADINE,  
F. A. CLOVER,  
A. HANDY,  
J. W. CHANDLER,  
W. H. JONES,  
Z. M. STEVENS,  
W. HICKS.

MR. SPEAKER—We vote “yea” because we do not believe that there will be a quorum present on Wednesday next.

A. PEAL,  
R. WILLIAMS.

MR. SPEAKER—We vote “no” because we think it is a wrong perpetrated upon the people of this State. We have pledged ourselves to retrench and reform, and believe in practising what we preach.

A. S. SMITH,  
G. W. GAYLES.

Mr. Reese, in explaining his vote, said: Personally I am opposed to adjournment, but from the feeling manifested in this House, no good can be accomplished during the time proposed for the recess. I vote “yea.”

Mr. Campbell voted “yea” because he believed that animal nature, after severe labor and trial, needed rest and recreation.

And the House, at 1:40, adjourned until Wednesday next, at 10 o'clock, A. M.

H. W. WARREN,  
*Clerk of the House of Representatives.*

WEDNESDAY, February 10, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Gayles.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Crecelius, Davis, Devall, Eckford, Edwards, Feemster, Ford, Gilmer, Gayles, Garrett, Graham, Howard, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Landers, Monroe, Morgan, McNeese, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Smith of Jasper, Stockstill, Stone, Simmons, Sullivan, Thompson of Lowndes, Thompson of Greene, Tison, White, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Brunt, Byrd of Franklin, Bufkin, Clover, Caradine, Cowart, Chiles, Campbell, Chavis, Denson, Fitzhugh, Foxworth, French, Gill, Green, Greer, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Mackey, Matthews, Mosely, Martin, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Tunica, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Truehart, Southworth, Tate, Thompson of Montgomery, Willborn, Williams, Weatherly, Washington and Walker of Alcorn.

There being no quorum present, Mr. Stone moved a call of the House. The motion prevailed, and the following members answered to their names:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Davis, Devall, Eckford, Edwards, Feemster, Ford, Foxworth, Gilmer, Gayles, Graham, Jones, Leggett, Landers, McFarland, Monroe, Morgan, Mosely, McNeese, Nathan, Patterson, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Smith of Jasper, Street, Stone, Simmons, Sullivan, Thompson of Greene, Tison, Willborn, White, Walker of Monroe, Wynn and Mr. Speaker.

The Sergeant-at-Arms was dispatched after absent members, and he brought in a sufficient number to constitute a quorum, and the House proceeded with the usual order of business.

The reading of the Journal of yesterday was dispensed with.

#### INTRODUCTION OF BILLS.

By general consent, the following bills were introduced:  
By Mr. Sullivan—

H. B. No. 950, an Act to authorize the continuance of all causes and motions undisposed of at the November term, A. D. 1874, of the Circuit Court of Warren county, and to prevent harm, injury and delay to the litigants in said court;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Clemens—

H. B. No. 951, an Act to change the time of holding the Circuit Courts in the Fourth Circuit Court District;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The regular order of business was taken up.

#### REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred:

S. B. No. 471, an Act to amend article 10, chapter 9, Revised Code of 1871, in relation to appointment of guardians to minors residing in any other State.

S. B. No. 482, an Act to revive suits at law and in equity.

S. B. No. 500, an Act entitled an Act to repeal an Act to enable the Board of Supervisors to employ legal counsel at a stated salary.

S. B. No. 496, an Act to provide for granting leave of absence from the State to Judges of the Supreme Court.

S. B. No. 414, an Act conferring power on the Chancellors of this State to decree writs of assistance in certain cases.

H. B. No. 852, an Act to establish a ballast ground for Pascagoula Harbor.

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the estate of the late Thomas B. Monroe, to make a final settlement with the heirs.

H. B. No. 760, an Act to authorize the Judges and District Attorneys to have the use of the Supreme Court Reports.

H. B. No. 876, an Act to authorize the Secretary of State to furnish sets of Mississippi Reports to the Circuit Clerks of the counties of Sumner and Choctaw.

S. B. No. 460, an Act to change and fix the times of holding the Circuit Courts in the Eight Judicial District.

S. B. No. 415, an Act to amend section 2529, Revised Code of 1871, in reference to abduction and abuse of children, have had the same under consideration, and instructed me to report the same back to the House, and recommend that they do pass.

Respectfully,

W. C. FORD,  
*Chairman.*

The report was received.

S. B. No. 460, an Act to change and fix the time of holding the Circuit Courts in the Eighth Judicial District;

Was taken up and placed on the Calendar.

S. B. No. 413, an Act to amend section 2529, Revised Code of 1871, in reference to abduction and abuse of children;

Was taken up, read a third and passed; title standing as stated.

H. B. No. 876, an Act to authorize the Secretary of State to furnish sets of Mississippi Reports to the Circuit Clerks of the counties of Sumner and Choctaw, and the following amendment by the committee adopted:

Amend by striking out of the title of the bill and the body of the bill all that relates to Sumner county;

And the bill was read the third time and passed.

H. B. No. 760, an Act to authorize the Judges and District Attorneys to have the use of the Supreme Court Reports;

Was taken up and indefinitely postponed.

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the late Thomas B. Monroe, to make a final settlement with the heirs;

Was taken up, read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 852, an Act to establish a ballast ground for Pascagoula Harbor;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 414, an Act conferring power on the Chancellors of the State, to decree writs of assistance in certain cases;

Was taken up, read the third time and passed.

S. B. No. 496, an Act to provide for granting leave of absence from the State to Judges of the Supreme Court.

Mr. Sullivan moved that the bill be indefinitely postponed, and pending said motion the morning hour expired, and business on the Speaker's table was taken up.

#### MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, MISS., February 10, 1875. }

*To the House of Representatives :*

GENTLEMEN—I herewith transmit the annual report of the State Treasurer of the State of Mississippi, for the year 1874.

Respectfully,

ADELBERT AMES,  
Governor.

Message spread on the Journal, and with accompanying report referred to Committee on Ways and Means.

EXECUTIVE DEPARTMENT,  
JACKSON, MISS., February 10, 1875. }

*To the House of Representatives:*

GENTLEMEN—I herewith return, without my approval, H. B. No. 338, an Act to repeal an Act entitled an Act to prohibit the sale of vinous or spirituous liquors in the town of Iuka, Tishomingo county, approved January 3, 1872.

To the use of intoxicating liquors can be traced the chief cause of the unhappiness, suffering and crime in every community. I conscientiously believe any legislation beneficial which prevents, in any degree, the use of intoxicating liquors. The effect of this bill will be to facilitate its sale, and, consequently, its use. Therefore, I feel constrained to withhold my approval.

Respectfully,

ADELBERT AMES,  
*Governor.*

Message read, ordered spread upon the Journal, and bill and message referred to the Committee on County Affairs.

H. B. No. 299, an Act for the relief of George C. Porter, of Hinds county, Miss.;

Was taken from the Calendar, and referred to the Committee of the Whole House.

H. B. No. 627, an Act to re-enact and make applicable to the year 1875, chapter 10 of the laws of 1874, an Act entitled an Act to provide for the immediate payment of the teachers in the public schools in this State;

Was taken from the Calendar, and referred to the Committee on Public Education.

H. B. No. 546, an Act for the relief of Thomas Hampton and James M. Brasfield, of Monroe county:

Was taken from the Calendar, and indefinitely postponed.

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State;

Was taken up, and made the special order for Thursday, February 11th, at 12 o'clock, M.

Mr. Cessor, at 12:30 o'clock, P. M., moved to adjourn until 10 o'clock, A. M., to-morrow.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

THURSDAY, February 11, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Akers, Applewhite, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Atala, Boyd of Yazoo, Boyd of Warren, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, French, Gill, Gilmer, Gayles, Garrett, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Landers, Mackey, Monroe, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Stockstill, Street, Stone, Spelman Smothers, Simmons, Sullivan, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—82.

ABSENT—Messrs. Atkins, Brunt, Bufkin, Clover, Cowart, Chiles, Fitzhugh, Foxworth, Green, Greer, Horton of Calhoun, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Mosely, Rogers of Marshall, Richards of Yazoo, Shattuck, Spight, Smith of Tunica, Smith of Jasper, Shorter, Stubbs, Sykes, Southworth, Tate, Weatherly, Washington—30.

The Journal of yesterday was read and corrected.

#### LEAVE OF ABSENCE.

Leave of absence granted to the Sergeant-at-Arms, for one day, and to Messrs. Weatherly, Richards of Yazoo, Smith of Tunica, and Byrd of Franklin, from day to day, on account of sickness.

On motion of Mr. French, the Sergeant-at-Arms was instructed to arrest any one found smoking in the House.

By general consent, H. J. Res. No. 28, relative to and amendment to the Constitution of the State of Mississippi, to provide for biennial elections, was introduced, and made special order for this day at 4 o'clock, P. M.

The Speaker appointed Mr. Simmons on the Committee on Education; Mr. Boyd, of Oktibbeha, on the Committee on Propositions and Grievances, and Mr. Cowart, on the Committee on State Library.

Mr. Morgan, by general consent, introduced H. B. No. 952, an Act in relation to certain lands in Washington county held by the State, and subject to redemption by W. A. McPheeters, of Adams county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By general consent, H. B. No. 781, an Act to reduce the salary of the County Superintendent of the Public Schools of Noxubee;

Was called from the Committee on Education, and being considered engrossed, was read the third time and passed; title standing as stated.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

S. B. No. 532, an Act to amend section 1271 of the Revised of 1871, in relation to bills of exceptions in the Chancery Courts.

S. B. No. 529, an Act to incorporate the Brookhaven Male Academical Association, in the county of Lincoln.

S. B. No. 542, an Act to legalize the assessment of lands in the county of Bolivar.

S. B. No. 536, an Act to amend section 2842 of the Revised Code of 1871, in relation to bail after conviction.

S. B. No. 512, an Act to regulate allowances by the Boards of Supervisors.

S. B. No. 543, an Act to empower the Board of Aldermen of the town of Okolona to appoint a Board of Registrars for said town.

S. B. No. 535, an Act in relation to the record of evidence.

S. C. R. No. 52, inviting the Representatives of Mississippi, at Washington, to address the Legislature, at Jackson, Mississippi.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Gill moved to suspend the rules to allow the Judiciary Committee to report;

Which was lost.

#### REPORT OF COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means reported, without recommendation, H. B. No. 780, an Act to amend an to authorize the Boards of Supervisors of Wilkinson, Lowndes and Warren counties to issue county bonds, and fund the debt of their counties, approved April 20 1871, so far as the same relates to the county of Lowndes, etc.

The report was received;

And the bill indefinitely postponed.

The Committee on Ways and Means reported H. B. No. 800, an Act for the relief of Joshua Phillips, of Marshall county, and recommended as a substitute therefor H. B. No. 953 (same title).

The report was received, the substitute, H. B. No. 953, read twice under the rules, and referred to the Committee of the Whole;

And H. B. No. 800 was indefinitely postponed.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 11, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 733, an Act to amend section 37, article 2, chapter 2 of the Revised Code of 1871, in reference to the boundary lines of Franklin county.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### REPORT OF COMMITTEE.

The Committee on Public Education reported H. B. No. 543, an Act supplemental to and amendatory of an Act in relation to the school district of the city of Aberdeen, and for other purposes, approved April 17, 1873, and recommend that it be indefinitely postponed.

The report was received, and the bill was indefinitely postponed.

The Committee on Public Education reported favorably upon H. B. No 813, an Act to amend the laws in relation to public education.

The report was received, and the bill being considered engrossed, was read the third time, and passed; title standing as stated.

The Committee on Public Education reported unfavorably H. B. No. 758, an Act to amend an Act to amend the laws of this State in relation to public education.

The report was received, and the bill indefinitely postponed.

The Committee on Education reported the following bills, which were placed on the Calendar:

H. B. No. 59, an Act to be entitled an Act to amend the school laws of this State.

H. B. No. 563, an Act to provide for the building of school houses in Vicksburg.

H. B. No. 33, an Act to compel children to attend school.

H. B. No. 801, an Act for the relief of Wm. H. Baresford,

teacher of public schools at Bolton, Miss., and for other purposes.

H. B. No. 718, an Act to enforce the educational rights of children.

The Committee on Printing reported favorably upon S. C. R. No. 46, in relation to the printing of four hundred copies of the reports of the Levee Commissioners.

The report was received and the resolution concurred in.

The Committee on Printing reported favorably upon H. B. No. 809, an Act to amend an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved — 3, 1874.

The report was received, and the bill placed upon the Calendar.

The Committee on Printing reported favorably upon H. B. No. 827, an Act to amend an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, so far as the same relates to the county of Tippah.

The report was received, and the bill placed upon the Calendar.

The Committee on Printing reported, without recommendation, S. B. No. 435, and H. B. Nos. 659 and 845.

The report was received.

S. B. No. 435, an Act to repeal section 5 of an Act to regulate the legal advertising in the several Judicial Districts in Mississippi, was taken up.

Mr. Street moved to strike out the words, "section No. 5 of."

Mr. Avery moved to table the motion of Mr. Street;

Which was carried.

Mr. Cessor moved to place the bill on the Calendar;

Which was carried.

Mr. Street moved to table the motion of Mr. Cessor;

Which was carried.

Mr. Avery moved to indefinitely postpone the bill.

The motion to indefinitely postpone was lost by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Ford, French, Gayles, Handy, Harrison, Harris, Jones, Monroe, Morgan, McNeese, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Simmons, Truehart, Willborn, Williams, White, Walker of Monroe and Mr. Speaker—36.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Chandler, Campbell, Crecelius, Devall, Eckford, Feenster, Foxworth, Gill, Garrett, Graham, Horton of Pontotoc, Hicks, Johnson of Itawamba, Leggett, Landers, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Smothers,

Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—42.

Mr. Eckford moved that the bill be considered engrossed, read the third time and passed.

Mr. Gayles moved to postpone and make it the special order for Monday next, at 12 o'clock, m.

Mr. Eckford moved to table the motion to postpone;

Which was carried.

Mr. Street moved the previous question on the passage of the bill.

The motion for the previous question was sustained.

Mr. Truehart moved to table the bill.

The motion to table did not prevail.

The following was the vote:

YEAS—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Christmas, Cotten, Clemens, Chiles, Davis, Edwards, Gayles, Handy, Howard, Harrison, Jones, Monroe, McNeese, Nathan, Patterson, Peyton, Randolph, Richards of Lowndes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White, Walker of Monroe, and Mr. Speaker—30.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Chandler, Campbell, Crecelius, Chavis, Devall, Eckford, Feemster, Foxworth, French, Gilmer, Garrett, Graham, Horton of Pontotoc, Hicks, Harris, Johnson of Itawamba, Leggett, Mackey, Morgan, Martin, Palmer, Peal, Packwood, Reese, Rogers of Yalobusha, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Smothers, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, and Wynn—47.

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Peyton—

WHEREAS, Hon. H. T. Fisher, a former member of the Legislature from Hinds county, is in the city; therefore,

*Resolved*, That the privileges of the House be extended to him, and that he be invited within the bar during his stay in our midst.

The resolution was adopted.

H. B. No. 659, an Act entitled an Act to repeal all laws authorizing the publication of the proceedings of the Boards of Supervisors;

Was taken up, and indefinitely postponed.

H. B. No. 845, an Act to amend chapter 49 of Acts of 1874, it being an Act entitled an Act to regulate legal advertisements in the several Judicial Districts of Mississippi, and for other purposes, as respects Winston;

Was taken up, and the bill being considered engrossed, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 552, an Act to amend an Act supplemental to an Act entitled an Act to reduce the number of Circuit Judges in this State, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE.

The Committee on Benevolent Institutions reported favorably upon H. B. No. 341, an Act to suspend an Act entitled an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, Noxubee county.

The report was received, and the bill was indefinitely postponed.

The Committee on Benevolent Institutions reported favorably upon H. B. No. 693, an Act regulating the allowance for the support of prisoners confined in the county jails.

Mr. Mackey offered the following amendment:

Add to the end of the first section, the words "nor more than one dollar and fifty cents per day for guards for jail."

Mr. Patterson moved to table the amendment;

Which was lost, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Clemens, Chiles, Davis, Edwards, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Jones, Landers, Monroe, Morgan, Nathan, Patterson, Peyton, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, White, Walker of Monroe and Mr. Speaker—36.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlain, Chandler, Cotten, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Peal, Packwood, Reese, Rogers of Yalobusha, Stevens, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn and Wynn—46.

And the amendment was adopted.

Mr. Patterson moved to indefinitely postpone the bill and amendment.

Mr. Walker moved to table the motion to indefinitely postpone.

#### SPECIAL ORDER.

The morning hour having expired, Mr. Eckford moved that the special order be postponed until the business before the House was disposed of;

Which was lost.

Special order, S. B. No. 426, an Act to reduce the expense of the Judiciary Department of the State, was taken up.

The motion pending to strike out section 5, Mr. Avery moved to table said motion;

Which was lost.

Mr. Walker, of Monroe, moved to table the bill.

The motion to table prevailed, by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Bowd of Warren, Bufkin, Caradine, Cook, Champlin, Chandler, Cotten, Campbell, Crecelius, Devall, Denson, Eckford, Edwards, Feemster, Foxworth, Garrett, Graham, Horton of Pontotoc, Hicks, Johnson of Itawamba, Leggett, Martin, McNeese, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—43.

NAYS—Messrs. Avery, Boyd of Obtibbeha, Cessor, Chamberlin, Christmas, Clemens, Cullens, Chavis, Davis, Ford, French, Gill, Gayles, Handy, Howard, Harrison, Harris, Jones, Mackey, Monroe, Morgan, Nathan, Patterson, Peal, Randolph, Smith of Claiborne, Stone, Spelman, Smothers, Simmons, Sullivan, Truehart, Williams, White and Mr. Speaker—35.

Mr. Chandler moved to reconsider action just had and to table the motion to reconsider.

Mr. Gayles, at 1:10, moved to adjourn;

Which was carried.

#### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

Under a suspension of the rules, the Committee on Judiciary reported favorably upon S. B. No. 252, an Act to change the time of holding the Chancery Court in Chickasaw county.

The report was received;

And the bill read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The unfinished business being the pending motion to table

the motion to reconsider the vote whereby S. B. No. 426, an Act to reduce the expense of the Judiciary Department of the State, was laid on the table.

The motion to table was lost by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Chandler, Cotten, Chiles, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gilmer, Garrett, Graham, Horton of Pontotoc, Hicks, Johnson of Itawamba, Leggett, Landers, Martin, McNeese, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—40.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Champlin, Cessor, Chamberlin, Christmas, Clemens, Chavis, Davis, Edwards, Ford, French, Gill, Gayles, Handy, Howard, Harrison, Harris, Jones, Mackey, Morgan, Nathan, Patterson, Peal, Randolph, Stevens, Smith of Claiborne, Stone, Spelman, Smothers, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, White and Mr. Speaker—41.

The motion to reconsider prevailed;

And the motion to table the bill was lost.

Mr. Avery moved to consider the bill by sections.

The motion prevailed.

Mr. Eckford offered the following amendment for section 1: Substitute for the words, "services were performed," in eighth line, the words, "offenses were committed."

Mr. Street moved to table the first section and amendment.

The amendment was not tabled.

The section, however, was tabled by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gilmer, Garrett, Graham, Horton of Pontotoc, Hicks, Johnson of Itawamba, Leggett, Landers, Martin, McNeese, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Walker of Alcorn, Walker of Monroe and Wynn—42.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Champlin, Cessor, Chamberlin, Christmas, Clemens, Chavis, Davis, Edwards, Ford, French, Gill, Gayles, Handy, Howard, Harrison, Hasie, Harris, Jones, Mackey, Morgan, Nathan, Patterson, Peal, Randolph, Stevens, Smith of Claiborne, Stone, Spelman, Smothers, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Williams, White and Mr. Speaker—41.

And the further consideration of the bill was postponed until to-morrow at 11 o'clock, A. M.

## THE SECIAL ORDER.

H. J. R. No. 28, relative to an amendment to the Constitution of the State of Mississippi, providing for biennial elections;

Was taken up, and failed to pass its first reading, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Caradine, Champ-  
lin, Chamberlin, Christmas, Chiles, Edwards, French, Gill,  
Gayles, Handy, Hasie, Harris, Mackey, McNeese, Nathan, Peal,  
Peyton, Richards of Lowndes, Stevens, Smith of Claiborne,  
Stone, Smothers, Sullivan, Tate, Thompson of Lowndes, Will-  
born, Williams, White, Walker of Monroe, Mr. Speaker—32.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd  
of Attala, Boyd of Yazoo, Cook, Cotten, Campbell, Crecelius,  
Chavis, Davis, Denson, Eckford, Feemster, Foxworth, Gilmer,  
Garrett, Graham, Horton of Pontotoc, Johnson of Itawamba,  
Jones, Leggett, Landers, Morgan, Martin, Patterson, Packwood,  
Reese, Rogers of Yalobusha, Randolph, Smith of Jasper, Stock-  
still, Street, Simmons, Thompson of Montgomery, Thompson  
of Greene, Tison, Walker of Alcorn and Wynn—39.

Mr. Avery moved to call S. J. Res. No. 41, relative to an  
amendment to the Constitution of the State of Mississippi,  
providing for biennial elections, from the hands of the Judi-  
ciary Committee;

Which was carried.

Mr. Sullivan moved to postpone the resolution until to-mor-  
row.

The motion prevailed;

And the resolution was postponed until to-morrow.

On motion of Mr. French, the House went into Committee  
of the Whole, to further consider S. B. No. 388, an Act to re-  
duce the salaries of public officers;

And after some time spent therein, Committee arose, and  
through its chairman, Mr. French, reported the bill back to the  
House, with the recommendation that it should pass.

Mr. Sullivan moved to strike out "\$4500," and insert  
"\$5000;,"

Which was lost.

Mr. Sullivan moved to amend section 5, as follows:

Clerk for Secretary of State, \$1750;

Which was lost.

Mr. Sullivan moved to amend as follows:

Strike out "\$1750" for Deputy Auditor, and insert "2000;,"

Which was lost.

Strike out "\$1200" for Auditor's clerks, and insert "\$1500;,"

Which was lost.

Allow two clerks for Auditor's office—one at \$1500, and one  
at \$1250;

Which was lost.

Mr. Cessor moved to strike out "\$500" for Physician to the Penitentiary, and insert "\$800;"

Which was lost.

Mr. Cessor moved to strike out "\$500" for Physician to the Penitentiary, and insert "\$750;"

Which was lost.

Mr. Randolph moved to strike out "\$1750" for Deputy Auditor, and insert "\$1000;"

Which was lost.

Mr. Street moved that the bill be read a third time and placed upon its final passage;

Which was carried;

And the bill passed; title standing as stated.

Mr. Street moved to reconsider action just had, and to table the motion to reconsider;

Which was carried.

Mr. Smothers, at 5:25, moved to adjourn;

Which was carried.

H. W. WARREN,  
*Clerk of the House of Representatives.*

FRIDAY, February 12, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Mr. Thompson of Montgomery.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Campbell, Crecelius, Chavis, Davis, Devall, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Lynch, Landers, Mackey, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Smothers, Sykes, Simmons, Sullivan, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Wynn and Mr. Speaker—78.

ABSENT—Messrs. Applewhite, Brunt, Byrd of Franklin, Bufkin, Boyd of Warren, Clover, Cowart, Chiles, Denson, Fitzhugh, Horton of Calhoun, Howard, Johnson of DeSoto, Kendrick, McFarland, McCain, Monroe, Mosely, Rogers of Marshall, Richards of Yazoo, Shattuck, Smith of Tunica, Stone,

Shorter, Stubbs, Truehart, Southworth, Weatherly, Washington and Walker of Monroe—44.

The reading of the Journal of yesterday was dispensed with.

Under a suspension of the rules, Mr. Handy introduced the following resolution:

*Resolved*, That we recognize in the letter published in the *Pilot*, of this date, written by the Attorney General, a deal of sound advice, ability and truth, that we will immediately, as he says, "move forward," and commence such work as will go to the relief of our Commonwealth.

The resolution was adopted.

Under a suspension of the rules, Mr. French introduced H. C. Res. No. 24, in relation to the Texas Pacific Railroad.

The resolution was adopted.

Under a suspension of the rules, H. J. R. No. 27, in relation to an amendment to the Constitution of the State of Mississippi;

Was taken up, and passed its second reading, by the following vote:

YEAS—Messrs. Atkins, Akers, Avery, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, French, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Lynch, Mackey, Morgan, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Smothers, Sykes, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—71.

NAYS—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Cessor, Clemens, Chavis, Landers, Patterson, Randolph, Richards of Lowndes, Simmons and Thompson of Lowndes—11.

The resolution was made the special order for February 13, at 11 o'clock, a. m.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

H. B. No. 951, an Act to change the time of holding Court in the Fourth Circuit Court District.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

On motion of Mr. French, S. J. Res. No. 41, an Act in relation to an amendment to the Constitution, to provide for biennial elections, was taken up.

Mr. French offered the following amendment:

H—17

Strike out in the 10th line, from the bottom, the words "one year," and insert in lieu thereof, the words, "three years."

The amendment was adopted.

Mr. Sullivan moved to amend by striking out all after the words "Legislature of Mississippi," and inserting the following: Two-thirds of the members of each House agreeing thereto, that it be and is hereby proposed to the electors of this State, to vote at the next general election, upon the approval or rejection of the following amendment as a substitute for the first section of the twelfth article of the State Constitution, to-wit:

The political year of the State of Mississippi shall commence on the first Monday in January, and the general election shall be holden on the first Tuesday after the first Monday in 1876, and biennially thereafter.

The Governor and State officers shall be elected at the said general election in 1876, for the term of three years, and shall enter upon the duties of their respective offices on the first Monday of January, 1877. All Senators, district and county officers elected at the general election in 1875, whose term of office, under the present Constitution, is four years, shall hold their offices for the term of three years; and all Representatives and county officers elected at the general election in 1875, whose term of office is two years, under the present Constitution, shall hold their offices for three years; but there shall be no regular session of the Legislature held for the year 1877; and in those Senatorial Districts, the time of whose Senators expire with the year 1877, there shall be elections holden on the first Tuesday after the first Monday of November, 1877, for the election of Senators, who shall serve for one year, and whose successors shall be chosen for the regular term of four years, at the general election in 1878. After the expiration of the terms of the different officers provided for in this amendment, the terms of office of all officers in this State shall commence on the first Monday in January after their election to such office, and shall continue to hold said offices for the terms now provided for in the present Constitution of this State.

The resolution and amendment were referred to a special committee of five, with leave to report at any time.

The Chair appointed as such special committee, Messrs. French, Edwards, Street, Archer and Gill.

S. B. No. 552, an Act to amend an Act entitled an Act supplemental to an Act entitled an Act to reduce the number of Circuit Judges in this State, and for other purposes;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 460, an Act to change and fix the time for holding the Circuit Courts in the Eighth Judicial District;

Was taken from the Calendar and referred to a special com-

mittee composed of the members from the Eighth Judicial District.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills, have examined, and found correctly engrossed, bills, of the following titles:

H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha, Montgomery and Carroll counties.

H. B. No. 795, an Act to authorize the Board of Supervisors of Lee county to sell certain lands, and for other purposes.

H. B. No. 942, an Act for the encouragement and protection of the Paine Male High School, of Boonville, Miss.

H. B. No. 852, an Act to establish a ballast ground for Pascagoula Harbor.

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the estate of the late Thomas B. Monroe, to make a final settlement with the heirs.

H. B. No. 950, an Act to authorize continuances of all causes and motions undisposed of at the November Term, 1874, of the Circuit Court of Warren county, etc.

H. B. No. 951, an Act to change the time of holding Court in the Fourth Circuit Court District.

H. B. No. 944, an Act to authorize the Board of Supervisors of Tallahatchie county, to pay for compiling of abstract and chain of title.

H. B. No. 849, an Act amending the school laws of this State.

H. B. No. 923, an Act in relation to public schools in Monroe county.

H. B. No. 874, an Act for the relief of C. M. and G. T. Gordon, of Yalobusha county.

H. B. No. 931, an Act to incorporate the Mississippi Presbytery of the Cumberland Presbyterian Church.

H. B. No. 936, an Act to establish a ferry across Big Black River, in Montgomery county.

S. B. No. 414, an Act to amend the practice in the Courts of Chancery, of this State.

S. B. No. 446, an Act entitled an Act to amend section 2322, Revised Code of 1871, in relation to the rights of aliens to acquire, hold and transmit land.

S. B. No. 454, an Act to incorporate the Laborers' Savings Bank, of Columbus, Miss.

S. B. No. 539, an Act for the relief of the Southern Corporation Hotel Company, of Iuka, Tishomingo county.

S. C. Res. No. 49, appointing a committee to investigate the contracting of the convicts now in the Penitentiary, and the death of a convict while undergoing discipline.

S. B. No. 413, an Act to amend section 2529, Revised Code of 1871, in reference to abduction and abuse of children.

H. B. No. 876, an Act to authorize the Secretary of State to furnish sets of Mississippi Reports to the Circuit Clerks of the counties of Sumner and Choctaw.

H. B. No. 803, an Act to amend the laws in relation to public education.

H. B. No. 781, an Act to reduce the salary of the County Superintendent of the public schools of Noxubee.

H. B. No. 845, an Act to amend chapter forty-nine, of Acts of 1874, it being an Act entitled an Act to regulate legal advertisements in the several Judicial Districts of Mississippi, and for other purposes, as respects Winston.

S. B. No. 435, an Act to repeal section 5 of an Act to regulate the legal advertising in the several Judicial Districts in Mississippi.

S. B. No. 388, an Act to reduce the salaries of public officers.

S. B. No. 252, an Act to change the time of holding Chancery Court in Chickasaw county.

S. C. S. No. 46, in relation to the printing of four hundred copies of the reports of the Levee Commissioners.

Respectfully,

W. H. JONES,  
*Chairman.*

Mr. Garrett introduced the following resolution:

WHEREAS, Information has been received that the Tax Collector of DeSoto county has collected over thirty thousand dollars State tax, 1874; and

WHEREAS, Such Tax Collector has turned over to the sureties on his bond as Tax Collector, the amount of \$30,453 29; and

WHEREAS, The Auditor of Public Accounts has not received a dollar of said State tax, 1874, for DeSoto county; and

WHEREAS, Some of said bondsmen are public officers; and

WHEREAS, The Constitution of the State of Mississippi prohibits any one liable for public moneys, unaccounted for, from holding any office in the State; therefore, be it

*Resolved*, That a special committee of five be appointed to investigate the withholding of such public money, with power to send for persons and papers, and that they report to this House within ten days from this date.

The resolution was adopted;

And the Chair appointed as the special committee therein provided for, Messrs. Garrett, Leggett, Walker of Monroe, Stevens and Williams.

S. B. No. 441, an Act to change the time of holding the Chancery Court in the 9th Chancery District, was called from the hands of the Judiciary Committee.

Mr. Gill moved to amend by inserting the following in lieu of the two last paragraphs of the bill:

"In the county of Lafayette, on the third Monday of January, April, July and October, and continue six days, if business so long require."

"In the county of Marshall, on the third Monday after the third Monday of January, April, July and October, and continue eighteen judicial days, if business so long require."

The resolution was adopted;

And the bill was referred to a special committee composed of the members from the 9th Chancery District.

Leave of absence was granted to Mr. Boyd, of Warren, from day to day on account of sickness.

H. B. No. 693, an Act regulating the allowance for the support of prisoners, confined in the county jails of this State, was taken from the Calendar.

The motion pending being to table the motion to indefinitely postpone, a vote was taken, and the motion to table prevailed.

Mr. Gayles moved the previous question on the passage of the bill.

The previous question was called, and under the operation thereof the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, February 12, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 763, an Act to incorporate the town of Grayville, Washington county, and State of Mississippi.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

S. B. No. 529, an Act to incorporate the Brookhaven Male Academical Association, in the county of Lincoln;

Was read twice under the rules, and referred to the Committee on Education.

S. B. No. 512, an Act to regulate allowances by the Board of Supervisors;

Was read twice under the rules, and referred to the Committee on Ways and Means.

H. B. No. 536, an Act to amend section 2842, of the Revised Code of 1871, in relation to bail after conviction;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 543, an Act to empower the Board of Aldermen of the town of Okolona, to appoint a Board of Registrars for said town;

Was read twice under the rules, and referred to the Committee on Registration.

S. B. No. 535, an Act in relation to record of evidence;  
Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 542, an Act to legalize the assessment of lands in the county of Bolivar;

Was taken up, read three several times and passed; title standing as stated.

S. B. No. 532, an Act to amend section 1271, of the Revised Code of 1871, in relation to bills of exceptions in the Chancery Courts;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. C. R. No. 52, Inviting the Representatives of Mississippi, at Washington, to address the Legislature at Jackson, Miss.;

Was taken up, and referred to the Committee on Federal Relations.

S. B. No. 471, an Act to amend article 10, chapter 9, of the Revised Code of 1871, in relation to appointment of Guardians to minors residing in any other State;

Was read twice under the rules, and recommitted to the Committee on Judiciary.

S. B. No. 482, an Act to revive suits at law in equity;

Was read three several times under the rules, and passed; title standing as stated.

S. B. No. 500, an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary;

Was read twice under the rules.

Mr. Hasie moved to indefinitely postpone.

Mr. Ford moved to table the motion to indefinitely postpone;

Which was lost.

And the motion to indefinitely postpone prevailed by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Champlin, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Denson, Edwards, French, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Jones, Lynch, Landers, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Peal, Peyton, Richards of Lowndes, Smith of Claiborne, Stone, Smothers, Sykes, Simmons, Sullivan, Thompson of Lowndes, Willborn, Williams, White, Walker of Monroe and Mr. Speaker—46.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Cook, Chamberlin, Chandler, Campbell, Crecelius, Devall, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Reese, Rogers of Yalobusha, Spight, Stevens, Smith of Jasper, Stockstill, Street, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—38.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Under a suspension of the rules, Mr. Willborn introduced H. B. No. 954, an Act in relation to butchers and others dealing in live stock, such as cattle, hogs, sheep, etc.;

Which was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Denson—

*Resolved*, That when the House adjourn to-day, it shall be until to-morrow morning at 10 o'clock.

Mr. Gayles moved to lay the resolution on the table;

Which was carried.

By Mr. Smothers—

I hereby give notice that I will, on to-morrow, introduce a resolution to change the time of the meeting of the House.

At 1:20, the House adjourned.

#### AFTERNOON SESSION.

House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the Chair.

Quorum present.

By general consent, the following resolution was introduced:

*Resolved*, That the use of this Hall be tendered the Rev. Justin D. Fulton, of New York, to deliver a lecture at half-past seven this evening.

The resolution was adopted.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, February 12, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 260, an Act for the relief of Stephenson Archer, of Greenville.

H. B. No. 896, an Act to change and fix the time of holding Court in certain counties in the Eleventh Judicial District.

H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants in the county of Adams and city of Natchez, approved April 6, 1874.

H. B. No. 764, an Act to provide for the election of additional Constables in the First and Second Districts in the county of Wilkinon.

H. B. No. 865, an Act to authorize the Board of Supervisors

of Benton county, to sell the temporary Court-house of said county.

H. B. No. 456, an Act to provide for the election of an additional Justice of the Peace in the county of Marshall.

H. B. No. 489, an Act to require the Board of Supervisors of Union county, to refund certain school moneys to the county of Lee.

H. B. No. 853, an Act to amend section 2131, of the Code of 1871, in relation to the exemption laws.

H. B. No. 766, an Act to amend the charter of the town of Bogue Chitto, county of Lincoln.

H. B. No. 598, an Act to enable the Board of Supervisors of Pike county to borrow money by issuing interest-bearing bonds for the purpose of building a Court-House, Clerks' offices and jail for said county.

H. B. No. 844, an Act to change the time of holding Chancery Court in the Second Chancery District in the counties of Marion and Hancock, and to fix the time for holding Chancery Court in the county of Pearl in said District.

H. B. No. 888, an Act to authorize the Board of Supervisors of Simpson county to issue interest-bearing bonds to facilitate the building of a jail-house in said county.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

Under a suspension of the rules, the Committee on Humane and Benevolent Institutions was allowed to report:

The committee reported adversely on H. B. No. 818, an Act to prevent certain persons from practicing medicine;

And the bill was indefinitely postponed.

The committee reported back to the House a memorial of B. A. Lee, Mayor of Vicksburg, in relation to the City Hospital;

And the House ordered the same placed on file.

The special committee appointed to consider H. B. No. 935, an Act to remove the civil disabilities of Martha Davis, a minor, reported favorably upon the same.

The report was received;

And the bill being considered engrossed, was read a third time and passed; title standing an Act for the relief of Martha Davis, a minor.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 556, an Act to provide for the better security of public funds in the State Treasury.

H. B. No. 931, an Act to incorporate the Mississippi Presbytery of the Cumberland Presbyterian Church.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 698, an Act to enable the Board of Supervisors of Pike county to borrow money, by issuing interest-bearing bonds, for the purpose of building a Court-house, Clerks' offices and jail for said county.

H. B. No. 844, an Act to change the time for holding Chancery Court in the second Chancery District, in the counties of Marion and Hancock, and to fix the time of holding Chancery Court in the county of Pearl, in said District.

H. B. No. 408, an Act to change the corporation line of the town of Senatobia, Tate county.

H. B. No. 766, an Act to amend the charter of the town of Bogue Chitto, County of Lincoln, State of Mississippi.

H. B. No. 888, an Act to authorize the Board of Supervisors of Simpson county to issue interest-bearing bonds to facilitate the building of a jail-house in said county.

H. B. No. 865, an Act entitled an Act to authorize the Board of Supervisors of Benton county, to sell the temporary Court-house of said county.

H. B. No. 260, an Act for the relief of Stephenson Archer, of Greenville.

H. B. No. 811, an Act to amend the several Acts entitled respectively: An Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes.

H. B. No. 489, an Act to require the Board of Supervisors of Union county to refund to Lee county certain school moneys.

H. B. No. 786, an Act for the relief of R. B. Stone, a citizen of Lee county.

H. B. No. 694, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874.

H. B. No. 456, an Act to provide for the election of an additional Justice of the Peace, in the county of Marshall.

H. B. No. 853, an Act to amend section 2131 of the Code of 1871, in relation to the exemption laws.

H. B. No 763, an Act to incorporate the town of Grayville, in Washington county.

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company of Alcorn county.

H. B. No. 896, an Act to change and fix the time of holding Court in certain counties in the Eleventh Judicial District.

H. B. No. 764, an Act to provide for the election of additional Constables, in the first and second Districts, in the county of Wilkinson.

H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants in the county of Adams, and city of Natchez, approved April 6, 1874.

H. B. No. 622, an Act to repeal an Act entitled an Act to amend section 2459 of the Revised Code of 1871, etc.

#### REPORT OF THE COMMITTEE ON WAYS AND MEANS.

MR. SPEAKER--Your Committee on Ways and Means have instructed me to report back S. B. No. 384, with amendments, and as amended, recommend its passage.

Amend first section by striking out, after the word "agent," in the ninth line, the words "for each company represented by him."

Insert in the thirteenth line, twenty-five dollars in the place of ten dollars.

Insert in line twenty, after the word "over," the words "of a capacity of thirty or more guests."

Insert between the twentieth and twenty-first lines, the words "each hotel or tavern of capacity less than thirty guests, fifty dollars."

Insert in line thirty-three, after the word "inhabitants," the words "with the capacity of twenty or more guests, fifty dollars."

Between the twenty-third and twenty-fourth lines, insert "of less capacity than twenty guests, twenty-five dollars;" also, "hotels or taverns in towns of under two thousand inhabitants, twenty-five dollars;" and after the word "restaurant," twenty-fifth line, insert the words "in towns of two thousand inhabitants and over." And also add, "each restaurant in towns under two thousand inhabitants, twenty dollars."

Insert between the sixtieth and sixty-first lines the following proviso:

"That any one peddling exclusively goods or wares, manufactured in the State, shall not be required to pay license."

Insert between the sixty-third and sixty-fourth lines, "each cotton seed buyer, ten dollars."

Strike out in line eighty-five, "fifty dollars" and insert, "twenty-five dollars."

Insert between the ninetieth and ninety-first lines the following proviso:

"That licensed wharf-boats shall be exempt from the above tax."

Strike out in the ninety-fourth line, the word, "over," and insert the word, "under."

Strike out, after the word thousand, line one hundred and fifty five, "and under ten thousand."

Strike out lines 157, 158 and 159.

Add at the end of the first section as follows:

"All licenses upon telegraph companies, express companies, insurance and sleeping-car companies and banking companies in the cities of Jackson and Vicksburg shall be paid by them into the State Treasury, and no person or persons shall be allowed to collect commissions for the same; and in case of the failure of any such persons or corporations to pay the same the Auditor is hereby required to place the same in the hands of any Sheriff or District Attorney, who shall collect the same, with fifty per cent. damages, who shall be entitled to usual fees out of said damages.

— Amend section 5, as follows:

Strike out, in line —, "six," and insert "one" month.

Insert at the end of section 5:

"And any debts or claims that may accrue to any person on account of the business herein taxed, who shall fail or neglect, within thirty days after such license is due, to pay the same, shall be null and void, and no suit shall be maintained in any court of law or equity in this State to enforce the payment of such claims or a compliance with contracts in favor of any person or persons failing to pay the privilege tax required by this Act; and the Collector shall have the power to distrain and sell any property liable for the tax imposed upon privileges, as he now has for the collection of the State taxes.

Strike out in section 8, after the word "force" in third line the words "at the expiration of thirty days."

Amend section 1, after line 162, by adding the following clause:

On each and every person selling prize or gift packages, or any goods not exposed and exhibited, on the cars passing through this State.

Respectfully,

M. B. SULLIVAN,

*Chairman.*

Mr. Street moved that the bill be considered by clauses;

Which was carried.

Mr. Campbell offered the following amendment to section 1:

*Provided*, That companies formed in this State, by citizens of the State, shall have the option to pay one per cent. on the amount of stock paid in, as their privilege tax.

Mr. Sullivan moved to amend the amendment by striking out "one per cent." and inserting "two and a half per cent., which shall be in full of all taxes.

The amendment was adopted, and the amendment as amended was adopted.

Mr. Cessor moved to reconsider the vote whereby line five was adopted;

Which was carried.

Mr. Champlin offered the following substitute for line five:  
Each telegraph company owning or operating three hundred miles or more of wire, \$2,000.

Each telegraph company owning or operating over one hundred and less than three hundred miles, \$1,000.

Each company owning or operating less than one hundred miles, \$500.

Each company owning or operating less than twenty miles, per mile, \$1 00.

The amendment to line nine was adopted.

The amendment to line thirteen was adopted by the following vote:

YEAS—Messrs. Akers, Avery, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Caradine, Cook, Champlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Edwards, Feemster, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Jones, Leggett, Matthews, Morgan, Martin, Palmer, Peal, Packwood, Reese, Rogers of Yalobusha, Randolph, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stone, Sullivan, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—59.

NAYS—Messrs. Boyd of Oktibbeha, Cessor, Davis, Ford, Hicks, Hasie, Lynch, Landers, Nathan, Patterson, Peyton, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Willborn, Williams and White—19.

Mr. Cessor moved to amend line fifteen by striking out \$25 and inserting \$15.

Mr. Street moved to table the amendment;

The motion to table prevailed, by the following vote:

YEAS—Messrs. Atkins, Akers, Avery, Archer, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Champlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Hasie, Johnson of Itawamba, Leggett, Mackey, Matthews, Morgan, Martin, McNeese, Palmer, Peal, Packwood, Reese, Rogers of Yalobusha, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stone, Sykes, Sullivan, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn, Walker of Monroe and Wynn—69.

NAYS—Messrs. Boyd of Oktibbeha, Cessor, Davis, Gayles, Hicks, Harris, Jones, Lynch, Landers, Nathan, Patterson, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Simmons, Thompson of Lowndes, Willborn and White—20.

By Mr. Randolph—

Amend by inserting the following after the word "exclusively," in the fifteenth line of the first section: "And each steamboat doing a general business of ginning cotton, \$100."

The amendment was adopted.

Mr. Willborn moved to amend line fifteen, by striking out "\$25" and inserting "\$20;"

Which was lost.

By Mr. Avery—

On every trading railroad car, \$25;

Which was adopted.

By Mr. Sullivan—

On all gin-houses, or steam or water mills that gin cotton for the public, whose charges are more than three dollars per bale, \$25.

Mr. Denson offered the following as a substitute for the amendment by Mr. Sullivan:

On each steam or water engine, where more than three dollars per bale is charged for ginning, \$20; on each horse-power gin, charging more than five dollars per bale, \$40.

Mr. Campbell moved to table the amendment and the amendment to the amendment;

Which was carried.

Mr. Avery offered the following amendment:

On all steam or water gins, where cotton is ginned for the public, and where more than one per cent. per pound is charged, \$25.

Mr. Packwood offered the following as an amendment to the amendment:

On each gin that gins for the public 100 bales of cotton or more, \$25.

Pending which motion, Mr. Lynch, at 5:55, o'clock, moved to adjourn;

Which was carried.

H. W. WARREN,

*Clerk of the House of Representatives.*

SATURDAY, February 13, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Wm. Gray, D. D., A. M.

Roll call:

PRESENT.—Messrs. Atkins, Akers, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crece-lius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McCain, Mackey,

Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Smothers, Stubbs, Sykes, Simmons, Sullivan, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—94.

ABSE T.—Messrs. Applewhite, Brunt, Byrd of Franklin, Boyd of Warren, Clover, Cowart, Fitzhugh, Horton of Calhoun, Howard, Kendrick, McFarland, Mosely, Richards of Yazoo, Shattuck, Smith of Tunica, Shorter, Truehart, Weatherly, and Washington—18.

The reading of the Journal of yesterday was dispensed with.

H. B. No. 913, an Act to authorize the Grangers' Life Insurance Company to create branch departments in this State, was called from the hands of the Committee on Corporations;

Was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### INTRODUCTION OF BILLS.

By Mr. Campbell—

H. B. No. 955, an Act entitled an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary, approved February 7, 1872, so far as the same relates to the counties of Lee and Attala;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Southworth—

H. B. No. 956, an Act amendatory of an Act incorporating the town of Vaiden, Carroll county, approved February 10, 1860;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Southworth—

H. B. No. 957, an Act to provide for the registration of county warrants, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Monroe—

H. B. No. 958, an Act for the relief of T. G. Carson;

Which was read twice under the rules, and referred, with accompanying documents, to the Committee on Claims.

By Mr. Bufkin—

H. B. No. 994, an Act to amend an Act entitled an Act to amend and reduce into one, the Act incorporating the town of

Hazlehurst, Copiah county, and the several Acts amendatory thereto;

Which was read three several times under the rules and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Bufkin—

H. B. No. 960, an Act in relation to a Normal school at Hazlehurst, Miss.;

Which was read twice under the rules, and referred to the Committee on Education.

By Mr. Caradine—

H. B. No. 961, an Act to amend section 2248 of the Revised Code, in relation to practising attorneys at law;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. McCain—

H. B. No. 962, an Act for the relief of the Tax Collector of DeSoto county;

Mr. Street moved to amend by providing that the money be paid within ten days after the passage of this Act.

The amendment was adopted, and the bill was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Mackey—

H. B. No. 963, an Act to repeal chapter 70, laws of 1872, in relation to employment of counsel at a stated salary, so far as the same relates to the county of DeSoto;

Which was read twice under the rules, and referred to a special committee of three, composed of the members from DeSoto county: Messrs. Mackey, Johnson and McCain.

By Mr. Thompson—

H. B. No. 964, an Act to incorporate the Chickasahay Ferry Company of Wayne county;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Champlin—

H. B. No. 965, an Act to provide a remedy by attachment against ships, steamboats, and other water craft;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Champlin—

H. B. No. 966, an Act to incorporate the Moss Point and Pascagoula Telegraph Company;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Willborn—

H. B. No. 967, an Act to amend an Act to incorporate the Capital State Bank;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 81, an Act for the relief of Count Wallace, of Jefferson county;

Was called from the hands of the Claims Committee and referred to the Committee of the Whole.

By Mr. Landers—

H. B. No. 968, an Act to provide for the immediate establishment of a Female Normal School at Fayette, in Jefferson county;

Which was read twice under the rules, and referred to a special committee of five, appointed by the Chair, composed of Messrs. Landers, Devall, Caradine, Archer and Boyd of Yazoo.

By Mr. Archer—

H. B. No. 969, an Act to change the name of Walter E. Hawkins and Eddie E. Hawkins, and for other purposes;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Archer—

H. B. No. 970, an Act to provide fuel for public schools in Lafayette county, and for other purposes;

Which was read twice under the rules, and referred to the Committee on Education.

By Mr. Gilmer—

H. B. No. 971, an Act to repeal an Act to incorporate Tocopolo Academy, in the town of Tocopola, Pontotoc county, Mississippi;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Ford—

H. B. No. 972, an Act to amend an Act to consolidate the several Acts of incorporation of the city of Meridian;

Which was read twice under the rules, and with accompanying petition, referred to the Committee on Corporations.

By Mr. Eckford—

H. B. No. 973, an Act to repeal an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, so far as the same relates to Lee county;

Which was read twice under the rules, and referred to the Committee on Printing.

By Mr. Feemster—

H. B. No. 974, an Act to incorporate the town of Crawfordsville, in the county of Lowndes, State of Mississippi;

Which was read the first time, and lies over under the rules.

By Mr. Randolph—

H. B. No. 975, an Act to authorize the Board of Supervisors of Leflore county to establish free ferries in said county;

Which was read twice under the rules, and referred to the Committee on County Affairs.

By Mr. Gill—

H. B. No. 976, an Act to incorporate the town of Wall Hill, in the county of Marshall;

Which was read twice under the rules, and with accompanying petition, referred to the Committee on Corporations.

By Mr. Gill—

H. B. No. 977, an Act to repeal section 2045 of the Revised Code of 1871, providing for the payment of fifty cents per week to the students of the State Normal Schools.

Mr. Avery moved to refer the bill to the Committee on Education.

Mr. Williams moved to table the motion to refer;

Which was carried.

Mr. Gayles moved to table the bill.

The motion to table was lost by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Clemens, Davis, Edwards, Foxworth, Green, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Monroe, Matthews, Morgan, Nathan, Patterson, Richards of Lowndes, Shattuck, Smith of Claiborne, Stone, Spelman, Smothers, Sykes, Simmons, Willborn, White, Walker of Monroe, Wynn and Mr. Speaker—36.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Gill, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Hasie, Johnson of Itawamba, Leggett, McCain, Mackey, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Tison, Williams and Walker of Alcorn—48.

And the bill passed by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Champlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Gill, Garrett, Greer, Graham, Horton of Pontotoc, Hasie, Johnson of Itawamba, Jones, Leggett, McCain, Mackey, Morgan, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stone, Spelman, Stubbs, Southworth, Thompson of Montgomery, Tison, Williams and Walker of Alcorn—51.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Christmas, Clemens, Davis, Edwards, Greene, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Lynch, Monroe, Matthews, Mesely, Nathan, Patterson, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Willborn, White, Walker of Monroe and Mr. Speaker—31.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Walker, of Monroe, at 12:35, moved to adjourn;  
Which was lost.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, February 13, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 789, an Act to incorporate the Whitfield Manufacturing Company, in Alcorn county.

H. B. No. 931, an Act to incorporate the Mississippi Presbytery of the Cumberland Presbyterian Church.

H. B. No. 951, an Act to change the time of holding the Circuit Court of the Fourth Circuit Court District.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### INTRODUCTION OF RESOLUTIONS.

By Mr. Patterson—

*Resolved*, That when the House adjourn to-day, it shall be until Monday next, at 10 o'clock.

Mr. Jones moved to table the resolution;

Which was carried.

Mr. Avery moved to reconsider the vote whereby the resolution to adjourn was tabled.

Mr. Jones moved to table the motion to reconsider;

Which was carried.

By Mr. Simmons—

*Resolved by the House* (the Senate concurring,) That the President of the Senate and the Speaker of the House be requested to adjourn their respective Houses, *sine die*, on the 25th day of February, at 12 o'clock, m.

Mr. Street moved that the resolution be postponed until Tuesday next;

Which was carried.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit.:

S. B. No. 558, an Act to fix the time for holding the Circuit Court in the county of Perry.

S. B. No. 559, an Act to remove the disabilities of Sallie Cooper and Charles Cooper, minors, of Marion county.

S. J. Res. No. 53, memorializing Congress to make an appropriation for cleaning out the Tombigbee river.

H. B. No. 849, an Act to amend the School Laws of this State.

S. B. No. 544, an Act to amend section 781, article 15, of the Revised Code of 1871, and to confer certain powers on the Circuit Clerks of this State.

S. B. No. 565, an Act to postpone the collection and settlement of taxes in Warren county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

By Mr. Martin—

H. B. No. 979, an Act repealing an Act authorizing the Boards of Supervisors to employ an Attorney at a stated salary, in so far as the same applies to the counties of Carroll, Montgomery, Neshoba, Scott, DeSoto, Greene, Benton and Yalobusha;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Sykes—

H. B. No. 980, an Act to amend the charter of the town of Pope's Station, in Panola county, Miss.;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Street—

H. B. No. 981, an Act in relation to the sureties of B. K. Byne, late Sheriff and Tax Collector of Prentiss county;

Which was read twice under the rules.

Mr. Street offered the following amendment:

*Provided*, Such release can be effected without releasing the other sureties on the bond.

And the bill and amendment were referred to the Judiciary Committee.

By Mr. Street—

H. B. No. 982, an Act to authorize the Board of Supervisors of Prentiss county to make allowances in certain cases;

Which was read three several times, and passed; title standing as stated.

By Mr. Foxworth—

H. B. No. 978, an Act for the sale of lands in Marion county for the taxes for the fiscal year 1873;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 568; an Act to change the Sixth and Eighth Chancery Court Districts, and fix the time for holding the Courts in the same.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

By Mr. Leggett—

H. B. No. 983, an Act for the relief of F. M. Berry, of Simpson county;

Which was read twice under the rules, and, with accompanying documents, referred to the Committee on Claims.

By Mr. Stubbs—

H. B. No. 984, an Act to amend section 1388, article 8, chapter 2, of the Revised Code of 1871, in relation to Boards of Supervisors awarding contracts for public works;

Which was read twice under the rules, and referred to the Committee on Public Works.

By Mr. Avery—

H. B. No. 985, an Act to incorporate the Southern Christian Institute;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Atkins—

H. B. No. 986, an Act to authorize the Board of Supervisors of Sumner county to issue bonds for the debt due by said county to the county of Choctaw;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Atkins—

H. B. No. 987, an Act to revive and make operative the charter of incorporation of the town of Greensboro, etc.;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Akers—

H. B. No. 988, an Act for the relief of John M. Nelson & Co., of Tishomingo county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Tate—

H. B. No. 989, an Act supplemental to an Act to amend an Act to secure the payment of wages for labor, and liabilities for supplies, approved April 5, 1872;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Tate—

H. B. No. 990, an Act to amend section 1751, of the Revised Code of 1871, in relation to injunctions in certain cases;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Chavis—

H. B. No. 991, an Act in relation to the assessment of certain property of Peter B. Barrow, of Warren county;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

By Mr. Morgan—

H. B. No. 992, an Act to incorporate the Grayville and Grand Lake Ferry Company;

Which was read twice under the rules, and referred to the Committee on Corporations.

By Mr. Wynn—

H. B. No. 993, an Act to prohibit the sale of vinous and spirituous liquors within five miles of the town of Coffeerville, county of Yalobusha, State of Mississippi, and for other purposes;

Which was read twice under the rules, and, with accompanying documents, was referred to the Committee on County Affairs.

By Mr. Boyd, of Yazoo—

H. B. No. 994, an Act for the relief of various school funds existing within the State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Public Education.

By Mr. Walker, of Alcorn—

H. B. No. 995, an Act to restrict the respective Boards of Supervisors of this State, in the levy of county taxes;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 568, an Act to change the Sixth and Eighth Chancery Court Districts, and fix the time for holding the Courts in the same;

Was taken up, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 82, an Act to incorporate the Savings Bank of Natchez, was called from the Committee on Corporations.

Mr. Gill offered the following amendment:

And that such deposits when made for the benefit of the wife or family of the depositor and payable at his or her death, should not be subject to the payment of any debt contracted by said depositor after the same has been made, but shall be held by said bank in trust for the purposes agreed upon, and shall not be withdrawn from said bank except by the written consent of the depositors and person or persons for whose benefit the deposit was made.

The amendment was adopted;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Packwood, at 1:40 o'clock, moved to adjourn;

Which was lost, by the following vote:

YEAS—Mr. Tison—1.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Caradine, Cessor, Davis, Gill, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Landers, Monroe, Matthews, Morgan, Mosely, Nathan, Patterson, Peal, Reese, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smothers, Sykes, Sullivan, Thompson of Lowndes, Willborn, White and Walker of Monroe—36

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 931, an Act to incorporate the Mississippi Presbytery of the Cumberland Presbyterian Church.

H. B. No. 951, an Act to change the time of holding Circuit Courts in the Fourth Circuit Court District.

S. B. No. 539, an Act for the relief of the Southern Co-operative Hotel Company of Iuka, Tishomingo county.

S. B. No. 413, an Act to amend section 2529, Revised Code of 1871, in relation to the abduction and abuse of children.

S. B. No. 446, an Act to amend section 2322, of the Revised Code of 1871, in relation to the rights of aliens to acquire, hold and transmit land.

S. B. No. 414, an Act conferring power on the Chancellors of this State to issue writs of assistance in certain cases.

S. B. No. 454, an Act to incorporate the Laborers' Savings Bank, of Columbus, Miss.

S. B. No. 388, an Act to reduce the salaries of the public officers.

Mr. Cessor moved a call of the House;

Which was carried.

Mr. Tison moved that a further call of the House be dispensed with.

Mr. Street, at 1:55, moved that the House adjourn until Monday next, at 10 o'clock, A. M.;

Which was carried, by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Bowd of Yazoo, Cook, Chandler, Campbell, Crecelius, Chavis, Denson, Eckford, Feemster, Ford, Gilmer, Green, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, McCain, Mackey, Packwood, Reese, Rogers of Yalobusha, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Wynn and Mr. Speaker—40.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Caradine, Cessor, Cotten, Clemens, Davis, Edwards, Gill, Gayles, Handy, Hicks, Harris, Johnson of DeSoto, Jones, Lynch, Landers, Monroe, Matthews, Mosely, Patterson, Peal, Rogers of Marshall, Randolph, Smith of Claiborne, Stone, Smothers, Sykes, Simmons.

Sullivan, Thompson of Lowndes, Willborn, Williams, White and Walker of Alcorn—35.

H. W. WARREN,  
*Clerk of the House of Representatives.*

MONDAY, February 15, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Archer, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Bufkin, Caradine, Cook, Champlin, Cessor, Chamberlin, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McCain, Mackey, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—94.

ABSENT—Messrs. Applewhite, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Warren, Clover, Christmas, Cowart, Fitzhugh, Foxworth, Horton of Calhoun, Howard, Hasie, Kendrick, McFarland, Mosely, Richards of Yazoo, Smith of Tunica and Washington—18.

The reading of the Journal of yesterday was dispensed with.

#### INTRODUCTION OF BILLS.

By general consent, the following bills were introduced:  
By Mr. Lynch—

H. B. No. 996, an Act to change the time of holding the terms of the Chancery Court of Adams county, in the 18th Chancery District, of the State of Mississippi;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Tison—

H. B. No. 997, an Act to amend an Act to change the boundary lines of Union county, approved April 6, 1874;

Which was read twice under the rules, and referred to the Committee on County Affairs.

By Mr. Stone—

H. B. No. 998, an Act for the relief of Mrs. E. C. Cage;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

#### REPORT OF COMMITTEE ON ELECTIONS.

The Committee on Elections reported:

H. B. No. 516, an Act to fix the time for holding elections for town officers in the town of Mayersville, of Issaquena county, and recommended its passage with the following amendment:

Amend first section by striking out the words, "same day" and inserting the following:

"First Tuesday after the first Monday in November, 1875."

The bill and amendment were indefinitely postponed.

#### REPORT OF THE COMMITTEE ON COUNTY AFFAIRS.

The Committee on County Affairs reported favorably upon the following bills:

H. B. No. 474, an Act to repeal an Act prohibiting the sale of spirituous liquors in the town of Arkabutla, in Tate county.

H. B. No. 475, an Act to repeal certain laws prohibiting the sale of spirituous liquors in the town of New Albany, now in the county of Union.

H. B. No. 755, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors within three miles of Rankin Masonic Institute, Rankin county, approved February 11, 1873.

H. B. No. 790, an Act to authorize and require Tippah county to pay over to Union county certain Chickasaw School Funds.

H. B. No. 765, an Act to amend an Act in relation to the appointment of Road Superintendents in the county of Wilkinson.

The report was received.

H. B. No. 475, was taken up, read the third time and passed; title standing as stated.

H. B. No. 474, was taken up, read the third time, and passed; title standing as stated.

H. B. No. 765, was taken up, read the third time, and passed; title standing as stated.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the

House that the Senate has passed the following entitled bills, to-wit:

S B. No. 450, a bill to be entitled an Act to reduce the salaries of Superintendents of Education in this State.

S. J. Res. No. 55, in regard to the Texas Pacific Railroad.

H. B. No. 191, an Act to incorporate the town of Satartia, Miss., and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 790, was taken up.

Mr. Spight moved to strike out the preamble, and after the word, "Mississippi," section one, insert the following:

That the Boards of Supervisors of Tippah and Union counties, be, and are hereby authorized and required to appoint, each, one Commissioner, whose duty it shall be to meet and determine the basis of a settlement of the indebtedness existing between the two counties, and shall make a report to their respective Boards of Supervisors, which, when approved by said Boards, shall be considered conclusive.

*Be it further enacted*, That, if it should appear from the report of the Commissioners, that Tippah county is indebted to Union county, on account of Chickasaw School Fund, and that Union county is indebted to Tippah county on account of county, or any other fund, the Board of Supervisors of the county against which a balance would stand, shall immediately levy a special tax to be assessed and collected in the same manner and at the same time as are other county taxes, sufficient to pay such estimated balance, whereupon, the Treasurers of the counties of Tippah and Union, shall be authorized and required by their respective Boards of Supervisors, to strike a balance in accordance with the report of the Commissioners, and the Treasurer of the county against which the balance stands, shall immediately pay over said balance to the Treasurer of the other county.

*Be it further enacted*, That, if any part of the Chickasaw School Fund belonging to either county shall be employed in making such settlement, it shall be the duty of the Board of Supervisors of such county to order the County Treasurer to immediately take from the common county fund, a sum equal to that so used, and place the same to the credit of the School Fund of said county.

*Be it further enacted*, That this Act take effect and be in force from and after its passage.

The amendment was laid upon the table, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 755, was taken up, read the third time and passed; title standing as stated.

## REPORT OF COMMITTEE ON COUNTY AFFAIRS.

The Committee on County Affairs reported favorably upon H. B. No. 669, an Act to permanently locate the seat of justice of Choctaw county.

The report was received, the bill read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on County Affairs reported favorably upon H. B. No. 668, an Act to amend article 1, section 2267, of the Revised Code of 1871, in relation to cotton weigher in the city of Corinth.

The report was received, the bill read the third time and passed; title standing as read.

The Committee on County Affairs reported adversely upon H. B. No. 689, an Act entitled an Act to change the boundary line of the counties of Carroll and Montgomery.

The report was received.

Mr. Martin offered to amend as follows:

Add after the words "county of Carroll," in eighth line, section 1, the words "except sections 19, 20, 29, 30, 31 and 32. Add after the word six, in line 13, of section 1, the words "except the sectionf above enumerated."

Mr. Southworth moved to table the bill and amendment;

The motion to table prevailed, by the following vote:

YEAS—Messrs. Boyd of Yazoo, Caradine, Cook, Cessor, Chamberlin, Cotten, Clemens, Campbell, Chavis, Davis, Edwards, Gill, Green, Gayles, Garrett, Handy, Harrison, Johnson of DeSoto, Jones, Lynch, Landers, Monroe, Matthews, Nathan, Patterson, Peal, Peyton, Rogers of Yalobusha, Randolph, Richards of Lowndes, Shattuck, Stevens, Smith of Claiborne, Shorter, Sykes, Simmons, Southworth, Truehart, Thompson of Lowndes, Willborn, Weatherly, White Walker of Monroe—43.

NAYS—Messrs. Atkins, Akers, Avery, Bufkin, Champlin, Chandler, Chiles, Devall, Eckford, Feemster, Foxworth, Gilmer, Greer, Graham, Hicks, Harris, Johnson of Itawamba, Leggett, Mackey, Morgan, Martin, McNeese, Palmer, Packwood, Reese, Rogers of Marshall, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Sullivan, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn and Wynn—38.

## COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, February 15, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that H. B. No. 899, entitled an Act to re-establish the records and judgments pertaining to the office of J. L. Morris, Esq., Justice of the Peace in District No. 1, of Lauderdale county, has be-

come a law by operation of article 4, section 24, of the Constitution.

Respectfully,

• JAMES HILL,  
*Secretary of State.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bill, to-wit:

S. B. No. 568, an Act to change the Sixth and Eighth Chancery Court Districts, and to fix the time for holding the Courts in the same.

The Committee on County Affairs, to whom was referred the Governor's veto message on H. B. No. 338, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors in the town of Iuka, in Tishomingo county, approved January 3, 1872, reported the same with the recommendation that it should pass, notwithstanding the veto.

The report was received.

Mr. Sullivan moved to reconsider the vote whereby the bill was passed;

Which was carried.

Mr. Peyton moved the previous question on the passage of the bill;

Which was carried.

Mr. Gayles moved to reconsider the previous question:

Which was lost.

The bill passed by the following vote, the Governor's veto to the contrary notwithstanding:

YEAS—Messrs. Atkins, Akers, Archer, Caradine, Cook, Champ-  
lin, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius,  
Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster,  
Ford, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc,  
Hicks, Jones, Leggett, Lynch, Landers, McCain, Mackey,  
Matthews, Morgan, Mosely, McNeese, Palmer, Peal, Peyton,  
Packwood, Reese, Rogers of Yalobusha, Shattuck, Spight,  
Smith of Claiborne, Stockstill, Street, Shorter, Stubbs, Sykes,  
Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes,  
Tison, Willborn, Weatherly, Walker of Alcorn, Walker of Mon-  
roe and Wynn—62.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Attala,  
Boyd of Yazoo, Cessor, Clemens, French, Gill, Gayles, Handy,  
Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto,  
Monroe, Martin, Nathan, Patterson, Rogers of Marshall, Ran-  
dolph, Richards of Lowndes, Smith of Jasper, Smothers, South-  
worth, Thompson of Montgomery, Thompson of Greene, Wil-  
liams, White and Mr. Speaker—29.

Mr. Walker, of Monroe, said, in explanation of his vote:

I vote "aye" because I think that the Representative from Tishomingo county knows better than any one else what his people need.

MR. SPEAKER—We vote against passing this over the Governor's veto, because we think the reasons submitted by him sufficient to justify his action in so doing, and that the bill, if passed, would have the effect as narrated by the Governor.

J. W. RANDOLPH, /

W. H. HARRIS.

The Committee on County Affairs reported, without recommendation, H. B. No. 819, an Act to repeal an Act entitled an Act to create an additional county in this State, to be called Sumner, and to change the boundary line of Choctaw county.

The report was received, and the bill was placed on the Calendar.

#### BUSINESS ON SPEAKER'S TABLE.

The morning hour having expired, business on the Speaker's table was taken up.

S. B. No. 539, an Act to remove the disabilities of Sallie Cooper and Charlie Cooper, minors, of Union county;

Was read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 544, an Act to amend section 781, article 15, of the Revised Code of 1871, and to confer certain powers on the Circuit Clerks of this State;

Was read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 565, an Act to postpone the collection and settlement of taxes in Warren county.

Mr. Street moved to amend as follows:

The taxes collected by the first of April shall be paid in by the 10th of April, or commissions forfeited.

The amendment was adopted;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 558, an Act to fix the time for holding the Circuit Court in the county of Perry;

Was read three several times under the rules, and passed; title standing as stated.

S. J. Res. No. 54, memorializing Congress to make an appropriation for cleaning out the Tombigbee river;

Was read twice under the rules, and referred to a special committee of five, living on the Tombigbee river.

The Chair appointed as such committee, Messrs. Johnson, Walker of Monroe, Feemster, Chandler and Chiles.

S. B. No. 556, an Act to provide for the better security of public funds in the State Treasury;

Was read twice under the rules, and referred to the Committee of the Whole.

S. B. No. 450, a bill to be entitled an Act to reduce the salaries of Superintendents of Education in this State;

Which was read twice under the rules, and referred to the Committee of the Whole.

S. J. Res. No. 55, in regard to the Texas Pacific Railroad;

Was read three several times and passed; title standing as stated.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

H. B. No. 974, an Act to incorporate the town of Crawfordsville, in the county of Lowndes, State of Mississippi;

Which was read twice under the rules, and referred to the Committee on Corporations.

H. B. No. 671, an Act entitled an Act to change the boundary lines of the counties of Carroll and Montgomery;

Was taken up and indefinitely postponed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 483, an Act to reimburse the city of Natchez, and for other purposes;

Was taken up, and referred to the Committee of the Whole.

H. B. No. 551, an Act for the relief of A. P. Sparkman, of Pike county;

Was taken up, the amendment reported by Committee on January 7, was adopted, and the bill referred to Committee of the Whole.

H. B. No. 33, an Act to compel children to attend school, was indefinitely postponed.

H. B. No. 59, an Act to amend the school laws of this State, was indefinitely postponed.

H. B. No. 809, an Act to amend an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, was taken up.

Mr. Avery moved that the bill be considered engrossed, and read the third time;

Which was carried.

Mr. Street moved to table the motion of Mr. Avery;

Which was lost.

Mr. Walker, of Monroe, moved the previous question;

The call for the previous question was sustained, and under the operation thereof, the bill failed to pass by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, Monroe, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Richards of Lowndes, Smothers, Sykes, Simmons, Truchart, Tate, Thompson of Lowndes, Willborn, Weatherly, White, Walker of Monroe and Mr. Speaker—41.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Buf-

kin, Cook, Champlin, Chamberlin, Chandler, Campbell, Crece-  
lius, Devall, Denson, Eckford, Feemster, Foxworth, Gill, Gil-  
mer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of  
Itawamba, Leggett, McCain, Mackey, Martin, Packwood,  
Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Street,  
Stone, Stubbs, Thompson of Montgomery, Thompson of  
Greene, Tison, Williams, Walker of Alcorn and Wynn—41.

Mr. Stone moved to suspend the rules to take up S. J. Res.  
No. 27;

Which was lost.

S. B. No. 384, an Act to regulate the tax upon privileges and  
to provide a uniform license system, was made the special order  
for to-day at 3½ o'clock, p. m.

Messrs. Sullivan and Avery were appointed by the Chair as  
additional members of the committee to whom was referred  
H. B. No. 968.

Mr. Southworth introduced H. B. No. 999, an Act incorpora-  
ting the Yazoo District High School, at Black Hawk, Carroll  
county;

Which was read twice under the rules, and referred to the  
Committee on Corporations.

S. B. No. 496, an Act to provide for granting leave of ab-  
sence from the State to Judges of the Supreme Court, was  
postponed until to-morrow.

Mr. McCain moved to reconsider the vote whereby H. B. No.  
809 failed to pass.

Mr. Tison moved to table;

Which was lost;

And the motion to reconsider prevailed.

Mr. Avery moved the previous question on the passage of  
the bill.

Mr. Street, at 1:05 o'clock, moved to adjourn;

Which was lost.

The previous question was sustained, and under the opera-  
tion thereof, the bill passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo,  
Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis,  
Davis, Edwards, Green, Gayles, Handy, Hicks, Harrison, Har-  
ris, Johnson of DeSoto, Jones, Lynch, Landers, McCain, Mon-  
roe, Matthews, Mosely, McNeese, Nathan, Patterson, Palmer,  
Peal, Peyton, Rogers of Marshall, Randolph, Richards of  
Lowndes, Smith of Claiborne, Shorter, Smothers, Sykes, Sim-  
mons, Sullivan, Truehart, Thompson of Lowndes, Willborn,  
Williams, Weatherly, White, Walker of Monroe, and Mr.  
Speaker—49.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook,  
Champlin, Chamberlin, Chandler, Creceilius, Devall, Denson,  
Eckford, Feemster, Foxworth, Gill, Gilmer, Garrett, Greer,  
Graham, Johnson of Itawamba, Leggett, Mackey, Morgan, Mar-  
tin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of

Jasper, Stockstill, Street, Stone, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—39.

At 1:35 o'clock the House adjourned.

### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

### SPECIAL ORDER.

S. B. No. 384, an Act to regulate the tax upon privileges, and a uniform license system, being the special order;

Was taken up.

The pending motion was the adoption of the following amendment and substitute:

Amendment: On all steam or water gins, where cotton is ginned for the public and where more than one per cent. per pound is charged, \$25.

Substitute: \$25 on each gin that gins for the public 100 bales of cotton or more.

Mr. Harris moved to table the amendment and substitute.

The motion prevailed;

And the amendment and substitute were laid upon the table, and the 16th line was adopted.

Mr. Avery moved to amend the 17th line by adding:

*Provided*, That on boats trading exclusively on the rivers within the State, \$100 only shall be charged.

Mr. Willborn moved to table the amendment.

The motion to table prevailed;

And the 17th line was adopted.

The amendment to line twenty, reported by the Committee on Ways and Means, was adopted, viz.:

Insert in line twenty, after the word "over," the words, "of a capacity of thirty or more guests."

The amendment was adopted.

Mr. Rogers, of Marshall, moved to reconsider the vote where the 20th section was adopted.

Mr. Eckford moved to table;

Which was carried.

Mr. Peyton moved to amend the 37th line by striking out \$100 and inserting \$150.

Mr. Jones, of Issaquena, moved to table;

Which was lost.

Mr. Jones, of Issaquena, moved to adopt the amendment.

The motion did not prevail.

Mr. Sullivan moved the previous question on the adoption of the amendment, and that they be taken in *seriatim*;

Which was carried.

Mr. Denson moved to reconsider the vote whereby the previous question was ordered.

Mr. Street moved to table;

Which was carried.

Mr. Truehart appealed from the decision of the Chair that a motion to adjourn was not in order after the previous question had been sustained, the previous question covering more than one amendment.

Mr. Street moved to table the appeal taken by Mr. Truehart.

The motion to table prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Clover, Cook, Champlin, Chamberlin, Chandler, Chiles, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, McCain, Mackey, Monroe, Matthews, Palmer, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Sullivan, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn and Wynn—58.

NAYS—Messrs. Boyd of Yazoo, Caradine, Cessor, Hicks, Harrison, Harris, Lynch, Landers, McFarland, Mosely, Nathan, Patterson, Peyton, Randolph, Stevens, Smothers, Simmons, Truehart, Thompson of Lowndes, Willborn, White and Walker of Monroe—22.

The amendment to the 94th line was adopted.

The following amendments reported by the committee were adopted:

Insert between the twentieth and twenty-first lines, of each hotel or tavern of capacity less than thirty guests, \$50

Between the twenty-third and twenty-fourth lines, of less capacity than twenty guests, \$25; also, hotels or taverns in towns of under two thousand inhabitants, \$25; and, after the word restaurant, twenty-fifth line, in towns of two thousand inhabitants and over; and, also, and in towns under two thousand inhabitants, \$20.

Insert between the sixtieth and sixty-first lines the following proviso:

That any one peddling exclusively goods or wares, manufactured in the State, shall not be required to pay license.

Insert between the sixty-third and sixty-fourth lines, each cotton-seed buyer, \$10.

Strike out in line eighty-five, \$50, and insert \$25.

Insert between the ninetieth and ninety-first lines, the following proviso:

That licensed wharfboats shall be exempt from the above tax.

Strike out in the ninety-fourth line the word "over," and insert the word "under."

Strike out after the word thousand, line 155, and under ten thousand.

Strike out lines 157, 158 and 159.

And at the end of first section as follows :

All licenses upon telegraph companies, express companies, insurance and sleeping-car companies and banking companies, in the cities of Jackson and Vicksburg shall be paid by them into the State Treasury, and no person or persons shall be allowed to collect commissions for the same; and in case of the failure of any such persons or corporations to pay the same, the Auditor is hereby required to place the same in the hands of any Sheriff or District Attorney, who shall collect the same with fifty per cent. damages, who shall be entitled to usual fees out of said damages.

Amend section 5, as follows: Strike out in line——six, and insert one month.

Insert at the end of section 5: And any debt or claims that may accrue to any person on account of the business herein taxed, who shall fail or neglect, within thirty days after such license is due, to pay the same, shall be null and void, and no suit shall be maintained in any court of law or equity in this State, to enforce the payment of such claims or a compliance with contracts in favor of any person or persons failing to pay the privilege tax required by this Act; and the Collector shall have the power to distrain and sell any property liable for the tax, imposed upon privileges, as he now has for the collection of the State taxes.

Strike out in section 8, after the word force, in the third line, the words "at the expiration of thirty days."

Amend section 1, after line 162, by adding the following clause: "On each and every person selling prize or gift packages, or any goods not exposed or exhibited on the cars passing through this State.

Mr. Cessor gave notice that he would move to reconsider the vote whereby section 5 of S. B. No. 384, was adopted.

Mr. French introduced H. B. No. 1000, an Act to authorize the Auditor of Public Accounts to issue warrants to certain Chancellors;

Which was read twice under the rules, and referred to the Committee on Judiciary.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 848, an Act to regulate the exchange of certificates of indebtedness for warrants, and for other purposes.

S. B. No. 511, an Act to be entitled an Act to change the name of Nathan Kurtzholz to Nathan Isenberg.

S. B. No. 516, an Act in relation to the compensation of Assessors.

S. B. No. 520, an Act to amend section 1358, of the Revised

Code of 1871, in relation to compensation of members of the Board of Supervisors.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Mosely, at 5:40 o'clock, moved to adjourn.  
The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

TUESDAY, February 16, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Thompson, of Montgomery.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Applewhite, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Cowart, Fitzhugh, Horton of Calhoun, Hasie, Kendrick, Shattuck and Smith of Tunica.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Chamberlin from day to day, on account of sickness.

S. B. No. 384, an Act to regulate tax upon privileges and provide a uniform license system;

Was taken up, and made the special order for to-day at 3:30 o'clock, P. M.

Mr. Street moved to reconsider the vote whereby H. B. No.

450, a bill to be entitled an Act to reduce the salaries of Superintendents of Education in this State, was referred to the Committee of the Whole.

Mr. Gill moved to table the motion to reconsider.

The motion to table prevailed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Bufkin, Carradine, Cessor, Christmas, Chavis, Davis, Edwards, French, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Monroe, Matthews, Morgan, Nathan, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe, Mr. Speaker—48.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Cook, Champlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Peyton Packwood, Reese, Rogers of Yaobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—47.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Landers—

WHEREAS, We learn with profound sorrow of the death of Hon. G. H. Holland, our worthy State Treasurer; therefore, be it

*Resolved*, That a committee of three be appointed by the Chair to prepare proper resolutions, showing our respect for, and great loss sustained by us in the death of the Hon. Geo. H. Holland.

The resolution was adopted;

And the Chair appointed, as the Committee therein provided for, Messrs. Landers, French and Eckford.

#### REPORT OF THE COMMITTEE ON CORPORATIONS.

H. B. No. 654, an Act to further amend an Act to incorporate the town of French Camps, in the county of Choctaw, do pass.

H. B. No. 842, an Act to amend the charter of Wanita Mills, of Lauderdale county, do pass.

H. B. No. 890, an Act to prohibit the sale of intoxicating liquors within the corporate limits of the town of Raleigh, in Smith county, and within four miles thereof, do pass.

H. B. No. 673, an Act to repeal an Act in relation to the towns of Beauregard and Wesson, as far as relates to the corporate limits of the town of Beauregard, do pass.

S. B. No. 303, an Act to extend the corporate limits of the city of Oxford, in the county of Lafayette, with the recommendation that it do pass as amended.

The report was received.

H. B. No. 861, an Act to amend an Act to incorporate the town of Lexington, in Holmes county, Miss.;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 864, was taken up, read a third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 842, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 673, was taken up, read the third time and passed.

H. B. No. 890, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 303, was taken up, and the following amendments, reported by the committee, were adopted:

#### AMENDMENTS.

SECTION 4. *Be it further enacted*, That the Mayor of said city shall not have or exercise the jurisdiction of a Justice of the Peace by virtue of his office as Mayor of said city, but his jurisdiction shall be strictly confined to the matters belonging to the corporation and his office as Mayor.

SEC. 5. *Be it further enacted*, That there shall be a City Marshal elected by the qualified voters of said city, whose duties shall be confined exclusively to matters arising within the corporate limits of said city, and pertaining to the peace and good order of said city.

SEC. 6. *Be it further enacted*, That the said city shall be divided into four wards, to-wit: That portion of the city north-west of Depot street and North Street, shall constitute the first ward. That portion lying north-east of North street and East Depot street, shall constitute the second ward. That portion lying south-east of East Depot street and South street, shall constitute the third ward. And that portion lying south-west of Depot street and South street, shall constitute the fourth ward. And that each ward shall elect one Alderman, and the city at large shall elect the Mayor and City Marshal.

SEC. 7. *Be it further enacted*, That the first election shall take place on the first Monday of August, 1875, and every two

years thereafter, but they shall not take their seats until the first Monday of January following said election of 1875, and within ten days after each and every election thereafter.

SEC. 8. *Be it further enacted*, That this Act shall take effect and be in force from and after its passage.

Mr. Archer moved to amend by adding the following at the end of section 2:

The Board of Trustees of each public school shall have power to levy and collect an incidental fee from the parents and guardians of each student sufficient to pay for fuel, and that no allowance be made by the Board of Supervisors for that purpose to any public school in that district.

The amendment was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Corporations reported favorably upon S. B. No. 424, an Act to amend an Act to incorporate the San Rafael Silver Mining Company, approved January 18, 1871;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Corporations reported favorably upon H. B. No. 909, an Act to amend the charter of the town of Ebenezer, in Holmes county;

And the bill was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Corporations also reported upon the following bills:

H. B. No. 987, an Act entitled an Act to revive and make operative the charter of incorporation of the town of Greensboro, in the county of Choctaw, etc.

H. B. No. 914, an Act to amend and reduce into one the several charters and Acts incorporating the town of Kosciusko, in the county of Attala, and the several Acts amendatory thereto.

H. B. No. 987, was taken up, read the third time and passed; title standing as stated.

H. B. No. 914, was taken up, considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 964, an Act to incorporate the Chickasawhay Ferry Company, of Wayne county;

Was taken up, and the following amendment reported by the Committee was adopted, viz.:

Amend the third section by striking out "said Ferry Company," and insert the words, "Board of Supervisors of said county."

Amend the second section by striking out all after the word "Mississippi," in the eighth line;

And the bill was read the third time and passed as amended.

The Committee on Corporations to whom was referred the following bills, reported the same with the recommendation that they do pass.

H. B. No. 980, an Act to amend the charter of the town of Pope's Station, in Panola county, Miss.

H. B. No. 747, an Act to amend the charter of the city of Aberdeen.

S. B. No. 509, an Act to incorporate the Mutual Life, Aid and Grange Insurance Association of Mississippi.

The committee also reported the following bills with the recommendation that they do pass as amended:

H. B. No. 956, an Act amendatory of an Act incorporating the town of Vaiden, Carroll county, approved February 10, 1860.

The committee reported a substitute for the following bill:

H. B. No. 855, an Act to amend chapter 55, article 1, sections 2397 and 2398 of the Revised Code of 1871, in relation to the incorporation of societies, joint stock companies, and for other purposes.

H. B. No. 890, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 956 was taken up, and the following amendment, reported by the committee, adopted:

Amend section 1 by striking therefrom the words "and that said corporation shall only be required to pay into the Common School Fund the sum of two hundred dollars for each license granted ;"

And the bill was considered engrossed, read the third time and passed; title standing as stated.

H. B. No. 509 was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 855 was taken up, and the substitute recommended by the Committee on Corporations, viz.: H. B. No. 1001, an Act to amend sections 2397 and 2398, article 1, chapter 55, of the Revised Code of 1871, in relation to the incorporation of societies, joint stock companies, and for other purposes, was read twice under the rules.

Mr. Ford moved to amend as follows:

That this Act shall not apply to any city having a population of over one thousand people.

Mr. Spight moved to table;

Which was lost.

And the amendment was adopted, and the bill lies over under the rules.

H. B. No. 835 was taken up, and indefinitely postponed.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed bills of the following titles, to-wit:

S. B. No. 357, an Act to amend an Act to incorporate the town of Hernando, Mississippi.

S. B. No. 418, an Act to amend the laws in reference to the sale of real estate of decedents, etc.

H. B. No. 595, an Act to amend an Act entitled an Act to incorporate McComb City, in the county of Pike.

H. B. No. 686, an Act to amend the laws of the State in regard to public education.

H. B. No. 709, an Act to empower the Chancery Court of Lafayette county to ruthorize the private sale of the lands of Sidney Smith, a lunatic.

H. B. No. 727, an Act to change the name of the town of Davis' Mills, in Benton county, and to incorporate the same.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

## REPORTS OF COMMITTEES.

The Committee on Commerce and Manufacture reported favorably upon S. B. No. 522, an Act in relation to the charter of the Manchester Manufacturing Company, of Corinth, Miss.

The report was received, the bill read the third time and passed; title standing as stated.

The Committee on Public Lands reported favorably upon H. B. No. 895, an Act to secure the State of Mississippi certain lands under grants of Congress.

The report was received, and the bill referred to the Committee on Ways and Means.

The Committee on Claims reported favorably upon S. J. Res. 47, providing for the pay of witnesses summoned before the Judiciary Committee of the Senate in the matter of J. D. Barton's nomination for the Chancellorship of the Eighth District.

The report was received.

Mr. Street moved to amend by providing that the amount be paid out of the Legislative Fund.

The amendment was adopted;

And the bill was read the third time and passed; title standing as stated.

The Committee on Claims reported upon S. B. No. 433, an Act for the relief of Norman Westervelt, and recommended its passage, with the following amendment;

Amend line thirteen, by inserting after Mississippi, "out of any moneys not otherwise appropriated."

The amendmend was adopted, and the bill was referred to the Committee of the Whole.

On motion of Mr. Clover the House went into the Committee of the Whole, for the purpose of further considering the bill;

And after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back, with the recommendation that the bill do pass.

The report was received.

Mr. Clover moved that the bill be read the third time and placed on its final passage ;

The motion prevailed, and the bill passed by the following vote, title standing as stated:

YEAS—Messrs. Applewhite, Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Chanplin, Cessor, Chandler, Cotten, Clemens, Campbell, Davis, Edwards, Fitzhugh, Foxworth, French, Gill, Green, Johnson of Itawamba, Johnson of DeSoto, Lynch, Landers, McFarland, McCain, Monroe, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Rogers of Marshall, Randolph, Richards of Lowndes, Shattuck, Stevens, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Truehart, Southworth, Thompson of Lowndes, Willborn, Williams, White Walker of Monroe, Wynn and Mr. Speaker—56.

NAYS—Messrs. Akers, Cook, Christmas, Chiles, Crecelius, Devall, Denson, Gilmer, Gayles, Garrett, Green, Graham, Horton of Pontotoc, Howard, Harrison, Harris, Jones, Leggett, Mackey, Spight, Smith of Jasper, Stockstill, Stubbs, Simmons, Fison and Washington—27.

On motion of Mr. French, the rules were suspended, to allow committee to report.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your committee on Engrossed Bills have examined and found correctly engrossed, bills bearing the following titles, to-wit:

H. B. No. 967, an Act to amend an Act to incorporate the Capital State Bank.

H. B. No. 966, an Act to incorporate the Moss Point and Pascagoula Telegraph Company.

H. B. No. 955, an Act entitled an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary, approved February 7, 1872, so far as the same relates to the counties of Lee and Attala.

H. B. No. 959, an Act to amend an Act to amend and reduce into one Act incorporating the town of Hazlehurst, Copiah county, and the several Acts amendatory thereto.

H. B. No. 971, an Act to repeal an Act entitled an Act to incorporate Tocopola Academy, in the town of Tocopola, Pontotoc county, Miss.

H. B. No. 969, an Act to change the name of Walter E. Hawkins and Eddie E. Hawkins, and for other purposes.

H. B. No. 977, an Act to amend section 2045 of the Revised

Code of 1871, in relation to the payment of fifty cents per week to students of the State Normal School.

H. B. No. 982, an Act to authorize the Board of Supervisors of Prentiss county to make allowances in certain cases.

H. B. No. 986, an Act to authorize the Board of Supervisors of Sumner county to issue bonds for the debt due by said county to the county of Choctaw.

H. B. No. 935, an Act for the relief of Martha Davis, a minor.

S. B. No. 82, an Act to incorporate the Savings Bank of Natchez.

Respectfully,

W. H. JONES,

*Chairman.*

The report was received.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

S. B. No. 435½, an Act to authorize the Boards of Supervisors of certain counties in this State to employ prisoners confined in the jails of said counties at the public works, and for other purposes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The Committee on Judiciary reported adversely upon H. B. No. 620, a bill to be entitled an Act to reduce the tax of one per cent. a pound on cotton, and ten cents an acre on land, in the counties of Bolivar, Washington and Issaquena.

The report was received, and the bill was considered engrossed, read the third time and passed by the following vote; title standing as stated:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Devall, Fitzhugh, Gill, Green, Gayles, Garrett, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Landers, McFarland, McCain, Monroe, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Smith of Claiborne, Stockstill, Street, Stubbs, Sykes, Simmons, Sullivan, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—74.

NAYS—Messrs. Champlin, Campbell, Denson, Eckford, Ford, Gilmer, Leggett, Mackey, Martin, Shorter, Southworth and Wynn—12.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### EXPLANATION OF VOTE.

Believing this measure unconstitutional, we are compelled to cast our votes against its passage, though we are in favor of reducing taxation whenever possible.

L. W. MACKEY,  
J. M. ECKFORD,  
J. MARTIN,  
W. B. GILMER.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Randolph, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bill, to-wit:

S. J. Res. No. 55, in relation to the Texas Pacific Railroad.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined and report the following bills, to-wit:

S. B. No. 565, an Act to postpone the collection and settlement of taxes in Warren county.

H. B. No. 474, an Act to repeal an Act prohibiting the sale of spirituous liquors in the town of Arkabutla, in Tate county.

H. B. No. 475, an Act to repeal certain laws prohibiting the sale of spirituous liquors in the town of New Albany, in the county of Union.

H. B. No. 765, an Act to amend an Act in relation to the appointment of road superintendents in the county of Wilkinson.

H. B. No. 669, an Act to permanently locate the seat of justice of Choctaw county.

S. B. No. 558, an Act to fix the time for holding the Circuit Court in the county of Perry.

H. B. No. 996, an Act to change the time of holding the terms of the Chancery Court of Adams county, in the Eighteenth Chancery District of the State of Mississippi.

The report was received.

At 2 o'clock, P. M., the House adjourned.

#### AFTERNOON SESSION.

House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the Chair.

Quorum present.

On motion of Mr. Cessor, the special order, S. B. No. 384, was postponed until to-morrow.

Mr. Avery introduced H. C. Res. No. 31, in relation to the funeral of Hon. G. H. Holland, late State Treasurer.

The Chair appointed as the committee on part of the House on said resolution, Messrs. Avery, Cessor, Applewhite, Champ- lin and Peyton.

The Special Committee to whom was referred S. J. Res. No. 52, memorializing Congress to make an appropriation for clearing out the Tombigbee river, reported as a substitute therefor H. J. Res. No. 29, same title;

And S. J. Res. No. 52, was indefinitely postponed.

H. B. No. 882, an Act to change the time of holding the Circuit Court in the counties of Jefferson and Simpson, in the Fifth Judicial District;

Was taken up, read the third time and passed; title standing as stated.

Mr. Ford moved that the business on the Speaker's table be postponed, to allow the Judiciary Committee to report;

Which was carried.

#### REPORT OF THE JUDICIARY COMMITTEE.

The Judiciary Committee reported favorably upon the following bills, to-wit:

H. B. No. 778, a bill to be entitled an Act to regulate sales under trust deeds.

H. B. No. 676, an Act to amend sections 2534 and 2535 of the Revised Code of 1871, in relation to dueling.

H. B. No. 694, an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon.

H. B. No. 745, an Act to prevent the sacrifice of real estate sold under execution decrees in chancery and deeds of trust.

H. B. No. 719, an Act to change the rules of evidence in certain cases. Strike out all of the bill after the enacting clause, and insert the accompanying as an amendment thereto.

S. B. No. 423, an Act to remove the disabilities of Geo. S. Inge, of Alcorn county, with accompanying amendment.

H. B. No. 689, an Act to enable the Board of Supervisors of Pike county to borrow money by issuing interest-bearing bonds for the purpose of building a Court-house, Clerks' offices and jail for said county.

H. B. No. 725, an Act to amend an Act entitled an Act to provide for the funding of the outstanding school warrants in the county of Adams, and city of Natchez.

H. B. No. 660, an Act to secure a more speedy trial of the writs of mandamus and prohibition in certain cases.

S. B. No. 443, an Act to repeal the latter part of section 173 of the Code of 1871.

The report was received.

H. B. No. 676 was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 719, was taken up;

And the following amendment, reported by the Judiciary Committee, was adopted.

#### AMENDMENT.

SECTION 1. That in all suits to recover the value of live stock or other personal property, or any injury thereto, killed or injured by any railroad running through this State, it shall only be necessary for the plaintiff to prove that such live stock was killed or injured, or that such other personal property was injured by such railroad, and the value of such stock, or the amount of such damages; and the burden of proof that there was no negligence or want of proper care on the part of the officers, agents, or employes of said railroad, shall devolve on the defendants.

SEC. 2. *Be it further enacted*, That all laws or parts of laws in conflict with this Act, be, and the same are hereby repealed, and that this Act take effect and be in force from and after its passage.

And the bill was read a third time, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 660, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 745, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 778, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 423, was taken up;

And the following amendment, reported by the committee, adopted, viz.:

Add to section 1; *Provided*, He first obtains license from a court having competent jurisdiction.

And the bill passed as amended; title standing as stated.

S. B. No. 443 was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Judiciary Committee reported favorably upon the following bills:

H. B. No. 685, an Act to repeal section 10 of an Act to amend the revenue laws.

H. B. No. 792, an Act to extend the time of holding Circuit Court in the county of Union.

S. B. No. 119, an Act for the relief of C. P. Lincoln, Clerk of the Chancery Court of Grenada county.

H. B. No. 507, an Act to amend chapter 33, paragraph 2699, of the Revised Code, in relation to miscellaneous officers.

Amend as follows:

That all of said bill be stricken out after the enacting clause, and the accompanying amendment be inserted as an amendment.

H. B. No. 696, an Act entitled an Act in relation to the sale of Mississippi Reports.

Amend as follows:

After the word "volume," in section 1, by adding "published previous to the forty-ninth Mississippi Reports."

H. B. No. 655, an Act amendatory of an Act to provide for the recording of deeds in Colfax county, with accompanying amendment.

The report was received.

H. B. No. 696, was taken up.

Mr. Ford moved that the amendment of the committee be adopted.

Mr. Street moved that the bill and amendment be indefinitely postponed.

The motion to indefinitely postpone prevailed.

H. B. No. 685, was taken up, and indefinitely postponed.

H. B. No. 792, was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 507, and the accompanying amendment adopted.

#### AMENDMENT.

Amend the original by striking out all after the enacting clause, and insert, that paragraph 2699, of the Revised Code, be so amended as to read as follows:

If any person, having or carrying any dirk, dirk-knife, sword, sword-cane, gun, pistol or other fire-arms, or other deadly weapons, shall in the presence of three or more persons, exhibit the same in a rude, angry or threatening manner, not in necessary self-defense, or shall, in any manner unlawfully use the same, in any fight or quarrel, the person so offending, shall, upon conviction thereof, be fined in a sum not exceeding five hundred dollars, or be imprisoned in the county jail, not exceeding three months, or by both such fine and imprisonment; *Provided*, That it shall not be necessary to prove that any gun, pistol or other fire-arms were loaded with powder, shot or ball, to make it in law a deadly weapon.

SEC. 2. *Be it further enacted*, That this Act shall go into force, and be in effect from and after its passage.

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 16, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House without his approval:

H. B. No. 622, an Act to repeal an Act entitled an Act to amend section 2459, of the Revised Code of 1871, etc., and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has concurred in H. C. R. No. 31, in relation to the death of the late Hon. G. H. Holland, and appointed as Committee on part of Senate, Messrs. Bridges, Graham and Gray.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 572, an Act in relation to sale of lands for partition.

S. B. No. 574, an Act to incorporate the Mississippi Military Institute, at West Point, Miss.

H. B. No. 779, an Act to extend the benefits of the Common School Fund to all the educable children of this State.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 665, was taken up and the amendment reported by the committee, viz.: Strike out 20 cents in section 5, and insert 15 cents, was adopted;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 119, was taken up.

Mr. Champlin moved to indefinitely postpone the bill.

Mr. Green moved to table the motion to indefinitely postpone.

Which was lost;

And the bill was indefinitely postponed.

By general consent, H. B. No. 405, an Act to amend an Act for the regulation and support and control of the State Penitentiary, was called from the hands of the Committee on Penitentiary, and the amendments reported by the committee adopted.

Amendment: Amend by striking out all after the word "and," in the fifth line, on second page, to the word "paid," inclusive, in the seventh line, second page, and insert the following: Full settlement shall be made in accordance with the provisions of the contract.

Mr. Sullivan gave notice that he would, on to-morrow, introduce an amendment to the rules of the House, to the end that debate may be limited to five minutes.

Mr. Denson moved the previous question on the passage of H. B. No. 905.

Mr. Walker, of Monroe, moved to lay the bill on the table.

Mr. Sullivan, at 5:47, moved to adjourn;

Which was lost.

The motion to table the bill was lost, by the following vote:

YEAS—Messrs. Applewhite, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Champlin, Christmas, Cotten, Edwards, Fitzhugh, Gayles, Handy, Hicks, Howard, Harris, Johnson of DeSoto, Jones, Landers, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Richards of Lowndes, Smith of Claiborne, Sykes, Simmons, Thompson of Lowndes, Weatherly, White and Walker of Monroe—32.

NAYS—Messrs. Atkins, Akers, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Cessor, Clemens, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Harrison, Johnson of Itawamba, Leggett, Lynch, McFarland, McCain, Mackey, Matthews, Martin, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Washington, Walker of Alcorn and Wynn—57.

Mr. Walker, of Monroe, at 5:50 o'clock, moved to adjourn;

Which was lost, by the following vote:

YEAS—Messrs. Applewhite, Boyd of Yazoo, Boyd of Warren, Caradine, Champlin, Christmas, Cotten, Davis, Edwards, Fitzhugh, Ford, Handy, Howard, Harris, Johnson of DeSoto, Jones, Landers, McCain, McNeese, Patterson, Peal, Peyton, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne,

Sykes, Simmons, Thompson of Lowndes, White, Washington and Walker of Monroe—32.

NAYS—Messrs. Atkins, Akers, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Cook, Cessor, Chandler, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Foxworth, French, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Harrison, Johnson of Itawamba, Leggett, Lynch, McFarland, Mackey, Matthews, Martin, Nathan, Palmer, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Stockstill, Street, Smothers, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Walker of Alcorn and Wynn—60.

And the main question was ordered.

Mr. Patterson moved to reconsider the vote whereby the main question was ordered.

Mr. Clover moved to table the motion to reconsider;

Mr. Jones, of Issaquena, at 6:15, moved to adjourn.

The motion to adjourn was lost by the following vote:

YEAS—Messrs. Applewhite, Boyd of Yazoo, Caradine, Champlin, Christmas, Cotten, Davis, Edwards, Fitzhugh, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Landers, McCain, Monroe, McNeese, Nathan, Patterson, Peal, Peyton, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Thompson of Lowndes, Weatherly, White, Washington and Walker of Monroe—33.

NAYS—Messrs. Atkins, Akers, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Cessor, Chandler, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Foxworth, French, Gill, Gilmer, Gayles, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Lynch, McFarland, Mackey, Martin, Palmer, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Green, Tison, Willborn, Williams, Walker of Alcorn and Wynn—55.

And the bill passed by the following vote; title standing as stated.

YEAS—Messrs. Atkins, Akers, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Clover, Cook, Cessor, Chandler, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Foxworth, Gill, Gilmer, Green, Garrett, Greer, Graham, Horton of Pontotoc, Hicks, Johnson of Itawamba, Leggett, Lynch, McFarland, McCain, Mackey, Matthews, Martin, Palmer, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Sykes, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Williams, Walker of Alcorn and Wynn—58.

NAYS—Messrs. Applewhite, Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Champlin, Christmas, Cotten, Edwards, Fitzhugh, Gayles, Handy, Howard, Harrison, Harris, Jones, Landers, Monroe, Morgan, Nathan, Peal, Peyton, Richards of Lowndes, Smith of Claiborne, Smothers, Simmons, Thompson of Lowndes, White and Walker of Monroe—28.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### EXPLANATION OF VOTE.

MR. SPEAKER—We oppose the proposition to work convicts outside the walls of the Penitentiary, for the following reasons:

First. Because they are sentenced to work within the walls of the Penitentiary, and it is outside of the contemplation of all laws on the subject to work them anywhere else.

Second. Because they are confined for reform more than punishment, but if they are to be worked out on plantations they become the slaves of the State, controlled by masters whose only interest it is to expose them to bad, unhealthy labor, and to get as much service out of them as they can, regardless of their lives or their bodily or moral welfare.

Third. The State has tried this system, and the concurrent experience has been most damaging and demoralizing to the poor men thus worked and exposed, and it is grossly inhuman in its effects upon the convict.

Fourth. It has also been the experience of the State that it makes no money worth mentioning in this way, while it consents to an arrangement that contravenes every just principle of prison discipline, and gives the convicts over to heartless men, who daily and hourly violate their trust, and in the end turn the poor unfortunates loose upon the community worse men, if possible, than they were when confined.

These, and many other good reasons, impel us to cast our votes against this bill.

G. W. GAYLES,  
CATO NATHAN,  
H. S. SMITH, of Claiborne,  
WILLIS DAVIS,  
S. W. FITZHUGH,  
ALFRED HANDY.

By Mr. Matthews. I vote "aye," because I think the convicts will fare better on farms than upon public works, notwithstanding I am opposed to convicts being worked outside of the walls of the Penitentiary, and if a bill were introduced not to work the convicts outside of the walls, I would vote for it.

By Mr. McCain. I am opposed to hiring out the convicts, but I think it the best that can be done at present, I therefore, vote for the bill.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No. 392, an Act entitled an Act to change the boundary lines of Sumner, Choctaw and Montgomery counties, and for other purposes.

S. B. No. 578, an Act to amend section 1257, of the Revised Code of 1871, in relation to appeals in Chancery cases from interlocutory decrees.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 6:30 o'clock, the House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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WEDNESDAY, February 17, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—106.

ABSENT—Messrs. Bufkin, Chamberlin, Cowart, Green, Horton of Calhoun, Harris, Kendrick and Smith of Tunica—8.

The reading of the Journal of yesterday was dispensed with.

# REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—The Joint Committee appointed in accordance with H. C. Res. No. 31, respectfully submit the following report:

We recommend that the President of the Senate and the Speaker of the House be authorized to adjourn their respective Houses at 12:30, P. M., this day.

The members of both Houses are requested to assemble in their respective halls at 2:45 this evening, preparatory to proceeding thence to the Methodist Church, to attend the funeral of the Hon. George H. Holland, late State Treasurer, in the following order, to-wit:

The Joint Committee of Arrangements.

The President and Secretary of the Senate.

The Senators—two abreast.

The Clerks of the Senate.

The Speaker and Chief Clerk of the House.

The Representatives—two abreast.

The Clerks of the House.

The Sergeant-at-Arms of both Houses to act as Marshals.

We further recommend the adoption of the following resolution:

*Resolved*, That when the House is adjourned this day, it be until to-morrow at 10 o'clock, A. M.

Respectfully,

WM. B. AVERY,

*Chairman House Committee.*

N. B. BRIDGES,

*Chairman Senate Committee.*

The report was received.

# MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 571, an Act limiting the time for presentation and providing for the payment of certain Mississippi State bonds.

S. B. No. 579, an Act supplementary to an Act entitled an Act to change the time for holding the Chancery Courts of Copiah, approved January 22, 1875.

H. B. No. 146, an Act to incorporate the town of Spring Dale, in the county of Lafayette, in this State.

H. B. No. 200, a bill to be entitled an Act to amend an Act to incorporate the town of Taylor's Depot, in Lafayette county, Miss.

H. B. No. 971, an Act to repeal an Act entitled an Act to incorporate Tocopolo Academy, in the town of Tocopola, Pontotoc county, Mississippi;

H. B. No. 977, an Act to amend section 2045 of the Revised Code of 1871, in relation to the payment of fifty cents per week to the students of the State Normal Schools.

H. B. No. 986, an Act to authorize the Board of Supervisors of Sumner county to issue bonds for the debt due by said county to the county of Choctaw.

H. B. No. 940, an Act to amend an Act to incorporate the town of Magnolia, in Pike county.

H. B. No. 955, an Act to repeal an Act entitled an Act to enable the Board of Supervisors to employ legal counsel at a stated salary, approved February 7, 1872, so far as the same relates to Lee and Attala.

H. B. No. 966, an Act to incorporate the Moss Point and Pascagoula Telegraph Company.

H. B. No. 969, an Act to change the name of Walter E. Hawkins and Eddie E. Hawkins, and for other purposes.

S. B. No. 379, an Act to fix the rates of legal advertising in the several Judicial Districts of Mississippi.

S. B. No. 448, an Act to amend an Act entitled an Act explanatory to the charter of the Vicksburg and Meridian Railroad Company, approved July 12, 1870, and for other purposes.

S. B. No. 540, an Act for the relief of L. C. Matthews and W. S. Baggett, of Lincoln county.

S. B. No. 561, an Act to regulate exceptions to depositions.

S. B. No. 562, an Act in relation to evidence in the Chancery Court.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

S. B. No. 384, an Act to regulate tax upon privileges and provide a uniform license system;

Was taken up, and referred to Committee on Ways and Means, with leave to report at any time.

#### INTRODUCTION OF BILLS.

By Mr. Handy—

H. B. No. 1002, an Act to restrict the official acts of Mayors in certain cities and towns, in their actions as *ex-officio* Justices of the Peace, to the corporate limits of said towns;

Which was read twice under the rules, and referred to the Committee on Corporations.

Mr. French moved to call from the Speaker's table the following bills:

S. B. No. 571, an Act limiting the time for the presentation and providing for the payment of certain Mississippi State Bonds.

The motion prevailed;

And the bill was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 827, an Act to amend an Act to regulate legal advertising in the several Judicial Districts of Mississippi;

Was taken from the Calendar, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Lynch—

H. B. No. 1003, an Act supplemental to an Act to amend article 12, chapter 22, of the Revised Code of 1871;

Which was read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Spelman—

H. B. No. 1004, an Act to secure to Justices of the Peace and Constables their fees in certain cases;

Which was read twice under the rules, and referred to the Committee on Fees and Salaries.

By Mr. Willborn—

H. B. No. 1005, an Act for the relief of Buckley & McNab, citizens of Hinds county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Shorter—

H. B. No. 1006, an Act to amend an Act to incorporate the town of Edwards Depot, in Hinds county.

Which was read three several times under the rules and passed; title standing as stated.

By Mr. Street—

H. B. No. 1007, an Act relating to revenue delinquencies;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

The Special Committee appointed upon S. B. No. 441, an Act to change the time of holding the Courts of the Ninth Chancery District, reported the same with the recommendation that it should pass, with the following amendment:

Amend last two paragraphs of section 1 to read as follows:  
In the county of Lafayette, on the third Monday of January, April, July and October, and continue six days, if business so long require.

In the county of Marshall, on the fourth Monday of January, April, July and October, and continue eighteen days, if business so long require.

The report was received, the amendments were adopted, and the bill read the third time and passed; title standing as stated.

By Mr. Campbell—

H. B. No. 1008, an Act to incorporate the town of Sallis, in the county of Attala;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Chandler—

H. B. No. 1009, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors in the town of Brookville, Noxubee county, or within two miles of said town, approved March 24, 1873;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Smith, of Claiborne—

H. B. No. 1010, an Act to make the Cotton Weigher of the counties of Claiborne and Holmes an elective office, and for other purposes;

Which was read three several times under the rules and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Campbell—

H. B. No. 1011, an Act to repeal an Act to prohibit the sale of intoxicating liquors within five miles of the town of Kosciusko, approved February 6, 1873;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Peyton—

H. B. No. 1012, an Act to remove the disabilities of minority of Stephen W. Britton, of Hinds county;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Peyton—

H. B. No. 1013, an Act for the relief of the bondsmen of J. M. Coates, late Sheriff of Hinds county;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Peyton—

H. B. No. 1014, an Act to repeal an Act to license tonsororial saloons, approved March 16, 1874;

Which was read the first time, and lies over under the rules.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Joint Special Committee, appointed under H. J. Res. No. 8, to investigate the exact condition of the Chickasaw School Fund, have performed that duty, and made out report to the Senate, and asked that body to print five hundred copies of said report for distribution, as follows:

One copy to each Member of the Legislature, one copy to each State officer, one copy to each President of the Board of Supervisors, Circuit and Chancery Clerks, and Superintendent of Education in the Chickasaw counties, and twenty-five copies to remain in the State Library, and the remainder to be placed in the Secretary of State's office, for distribution as called for.

Respectfully submitted,

B. F. ARCHER,

*Chairman on part of House.*

J. A. McNIEL,

*Chairman on part of Senate.*

The report was received;

By Mr. Truehart—

H. B. No. 1015, an Act to require the incorporated towns in Holmes county, to have surveys and maps made of the town lots and real estate within their corporate limits;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Committee on Printing—

H. B. No. 1016, an Act to amend the several Acts of the State in relation to public printing:

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has agreed to the report of the of the Joint Committee on the resolution in relation to the death of the late Hon. G. H. Holland.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 693, an Act regulating the allowance for the support of prisoners, confined in the county jails of this State.

H. B. No. 790, an Act to authorize and require Tippah county to pay over to Union county certain Chickasaw School Funds.

H. B. No. 806, an Act in relation to the Public School Fund, as amended.

H. B. No. 876, an Act to authorize the Secretary of State to furnish sets of Mississippi Reports to the Circuit Clerks of the counties of Sumner and Choctaw, as amended.

H. B. No. 666, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto.

S. B. No. 587, an Act to incorporate the Southern Industrial Works.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has failed to pass the following entitled bills, to-wit:

H. B. No. 303, an Act for the relief of Messrs. Isom and Kendle, and Drs. Isom and Chandler, of Lafayette county, Miss.

H. B. No. 781, an Act to reduce the salary of the County Superintendent of Education of Monroe county.

H. C. Res. No. 24, in relation to the Texas Pacific Railroad.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The Special Committee reported adversely upon S. B. No. 377, an Act to repeal all Acts authorizing the publication of reports of State officers, etc.;

And the bill was indefinitely postponed.

By Mr. Champlin—

H. B. No. 1017, an Act to amend the charter of the town of Biloxi, in Harrison county;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Garrett—

H. B. No. 1018, an Act to prohibit the sale of vinious and spirituous liqqors within two miles of Thyati, Tate county, Miss.;

Which was read three several times under the rules, and passed; title standing as raed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Sullivan—

H. B. No. 1019, an Act to empower the Sheriffs of Bolivar, Washington and Issaquena counties to sell the lands delinquent for the levee construction tax, levied and assessed by the Board of Levee Commissioners for said counties, and for other purposes;

Which was read three several times, and passed; title standing as stated.

By Mr. Gill—

H. B. No. 1020, an Act to authorize the Board of Supervisors of Marshall county to appoint cotton weighers, and for other purposes;

Which was read twice under the rules.

Mr. Spight offered the following amendment:

*Provided*, That nothing in this Act shall be so construed as to compel and producer or seller to have his cotton weighed by such public weighers.

The amendment was adopted;

And the bill as amended was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Special Committee appointed to draft resolutions relative to the death of Hon. G. H. Holland, late State Treasurer, have instructed me to report the accompanying resolutions.

Respectfully,

WM. LANDERS,  
*Chairman.*

The report was received.

#### RESOLUTIONS.

WHEREAS, It has pleased Almighty God in his infinite wisdom and power to remove from our midst the Hon. George H. Holland, late State Treasurer of Mississippi; and

WHEREAS, We do recognize in his death the loss of an eminently distinguished and capable functionary, a highly esteemed and useful citizen and an honest man, who, in all of his various and manifold relations, both in public and private life, has ever won the confidence of his fellows by his strict adherence to the principles of truth, ubiguity and justice, as well as by his loyal and steadfast devotion to the great principles of American government, with which his whole life has been identified, and which he was so prominent and honorable an exponent by his services in the Constitutional Convention of 1868, as also by his earnest and indefatigable labors as an honorable member of this body during the four years preceding his election to the high and important office which his death now leaves vacant, and who, irrespective of party prejudice and opposition, has ever, by his uniform consistency and personal bearing, elicited the confidence and praise of those with whom he has either publicly or privately been associated.

*Resolved*, That this House tenders to the family of the deceased the expression of its earnest sympathy in their affliction and bereavement, and that the Clerk of this House be directed to transmit a copy of these proceedings to the family of the deceased, as also the Senate; and be it also

*Resolved*, That, as a further testimony of respect for the memory of the deceased, this House do now adjourn until to-morrow morning, at 10 o'clock, to allow the members of this body to attend his funeral obsequies, at which it is recommended, as the sense of this House, that the usual badges of mourning be worn; and be it further

*Resolved*, That the Sergeant-at-Arms be directed to drape this Hall in mourning for the space of thirty days.

WM. LANDERS,  
ECKFORD,  
O. C. FRENCH.

The resolutions were adopted.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit.:

H. B. No. 913, an Act to authorize the Grangers Life Insurance Company to create branch departments in this State.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 12:30, the House adjourned until to-morrow at 10 o'clock,  
A. M.

H. W. WARREN,  
*Clerk of the House of Representatives.*

THURSDAY, February 18, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Smothers.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese,

Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—103.

ABSENT—Messrs. Chamberlin, Cowart, Hasie, Leggett, Patterson, Stevens and Smith of Tunica—9.

The reading of the Journal of yesterday was dispensed with.

#### REPORT OF THE COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means reported upon:

H. B. No. 897, an Act to secure the State certain lands heretofore granted to provide for the appraisement and sale of same, and for other purposes, recommending its passage, with the accompanying amendment:

Strike out the words, "such" and "reasonable," in the seventh line, in section 6, and insert in lieu thereof the word, "actual."

Amend further, by inserting in the twelfth line, in section 6, after the word "accounts," the words, "verified under oath," and amend section 8, by striking out "August," in the twenty-seventh line, and inserting "January;" strike out "1875," in the twenty-eighth line, and insert "1826;" strike out all after the word "of," in the forty-third line, to the figure 5, and insert in lieu thereof, "January 1, 1876."

The amendments were adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 915, an Act to amend and reduce into one, the several charters and Acts incorporating the town of Kosciusko, in the county of Attala, and the several Acts amendatory thereto.

H. B. No. 967, an Act to amend an Act to incorporate the Capital State Bank.

H. B. No. 996, an Act to change the time of holding the terms of the Chancery Court of Adams county, in the 18th Chancery District, of the State of Mississippi.

S. B. No. 580, an Act to repeal an Act entitled an Act to amend the laws in relation to the Board of Supervisors and the

working of roads in certain counties, so far as the same relates to Lowndes.

S. B. No. 584, an Act for the relief of O. G. Beasley, a minor of Covich county.

S. B. No. 587, an Act to regulate the sale of vinous and spirituous liquors in the town of Iuka.

H. B. No. 669, an Act to permanently locate the seat of justice of Choctaw county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 338, an Act to repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors in the town of Iuka, in Tishomingo county, approved January 3, 1872, over the veto of His Excellency the Governor.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### REPORT OF THE COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means reported H. B. No. 952, an Act in relation to certain lands in Washington county held by the State, and subject to redemption by W. A. McPheeters, of Adams county, recommending its passage, with the following amendment: Strike out in the second section, after the word "paying," the words "one-half of the."

The report was received, and the amendment adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Ways and Means reported upon H. B. No. 945, an Act in relation to the collection of the five-cent levee tax, and recommended its passage, with the accompanying amendment.

Amend by striking out 85 per cent. and inserting 90 per cent. Strike out 15 per cent. and insert 10 per cent.

The report was received, the amendment was adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Ways and Means Committee reported favorably upon S. B. No. 185, an Act to amend section 1673, of the Revised Code;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Ways and Means reported adversely upon S. B. No. 134, entitled an Act to authorize the Board of Supervisors of Oktibbeha county to equalize the assessment of lands in said county.

Also, H. B. No. 838, an Act to amend section 1698, of article 9, of the Revised Code of 1871, in relation to the sale of delinquent lands.

The report was received.

Mr. Clover moved to indefinitely postpone S. B. No. 134;

Which was carried.

H. B. No. 838, was taken up and indefinitely postponed.

The Committee on Ways and Means reported without recommendation, H. B. No. 933, an Act for the relief of H. C. Daniels, of Hinds county;

And the bill was placed on the Calendar.

#### REPORT OF JUDICIARY COMMITTEE.

MR. SPEAKER—Your Committee on Judiciary, to whom was referred H. B. No. 1000, an Act to authorize the Auditor of Public Accounts to issue warrants to certain Chancellors, have had the same under consideration, and instructed me to report the same back and recommend that it do pass, as amended.

Strike out all after the enacting clause, and insert the enclosed amendment:

Amendment: That the Auditor of Public Accounts be, and he is hereby authorized and required to issue his warrant on the State Treasurer, for the salary of the office of Chancellor, as fixed by law in 1874, to the following Chancellors, who have received no compensation as such in the said year, to-wit: J. D. Barton, J. N. Campbell, John J. Dennis and R. B. Stone, Chancellors for the Eighth, Tenth, Fourth and Seventeenth Districts, for the time commencing at the expiration of the four years term of their predecessors in office, and ending on the last day of December, A. D. 1874.

SECTION 2. *Be it further enacted*, That the Auditor of Public Accounts be, and he is hereby prohibited from issuing warrants, in payment of salary to any other persons for the period aforesaid, other than the Chancellors named herein.

SEC. 3. *Be it further enacted*, That this Act take effect and be in force from and after its passage.

The report was received.

Mr. Street moved to amend the amendment by inserting the names of Christian, Reynolds and Gowan.

Mr. Ford moved to table the amendment to the amendment; Which was carried.

Mr. Feemster moved to table the amendment; Which was lost.

Mr. Gill moved the previous question.

The motion for the previous question was sustained.

Mr. Clover moved to reconsider the vote whereby the previous question was ordered.

Mr. Shorter moved to table the motion to reconsider.

Which motion prevailed;

And the amendment of the committee were adopted.

Mr. Street moved to recommit the bill.

Mr. Avery moved to table the motion to recommit;

Which was carried.

And the bill was considered engrossed, read a third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Ford, French, Gill, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Morgan, Matthews, McNeese, Nathan, Palmer, Peal, Randolph, Richards of Lowndes, Shattuck, Smith of Claiborne, Shorter, Smothers, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—50.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Cook, Christmas, Chandler, Cotten, Campbell, Crecelius, Devall, Denson, Feemster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Hicks, Johnson of Itawamba, Leggett, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Washington, Walker of Alcorn and Wynn—40.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Chandler, in explaining his vote, said:

I vote "no," because being a legal question as between the different Chancellors, the Legislature has nothing to do with it.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. B. No. 509, an Act to be entitled an Act to change the boundary lines of the counties of Summer, Choctaw and Winston, and for other purposes.

S. B. No. 580, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salaries of public officers, approved February 18, 1875.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Randolph, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 686, an Act to amend the laws of the State in regard to public education.

H. B. No. 849, an Act amending the school laws of the State so far as the same apply to the county of Madison.

H. B. No. 191, an Act to incorporate the town of Satartia, Yazoo county, Miss., and for other purposes.

H. B. No. 200, an Act to amend an Act to incorporate the town of Taylor's Depot, in Lafayette county, Mississippi.

H. B. No. 779, an Act to extend the benefits of the Common School Fund to all the educable children of this State.

H. B. No. 727, an Act to change the name of the town of Davis' Mills, in Benton county, and to incorporate the same.

H. B. No. 940, an Act to amend an Act to incorporate the town of Magnolia, in Pike county, Miss.

H. B. No. 955, an Act to repeal an Act to enable Boards of Supervisors to employ legal counsel at a stated salary, so far as the same relates to Lee and Attala counties.

H. B. No. 913, an Act to authorize the Grangers Life and Health Insurance Company to create and establish branch departments in this State.

S. B. No. 552, an Act to amend an Act entitled an Act supplemental to an Act entitled an Act to reduce the number of Circuit Judges in this State, and for other purposes.

S. B. No. 435, an Act to repeal section 5 of an Act to regulate the legal advertising in the several Judicial Districts in this State.

## REPORT OF COMMITTEE ON EDUCATION.

The Committee on Education reported upon H. B. No. 949, an Act to establish a male and female school at Hillsboro, Scott county, Miss., with the recommendation that it should pass without any amendment.

The report was received;

And the House went into the Committee of the Whole to further consider the bill, and after some time spent therein, the Committee arose, and, through its chairman, Mr. Clover, reported the bill back to the House with the recommendation that it do not pass.

The report was received, and the bill was indefinitely postponed.

Mr. Cessor moved that the business on the Speaker's table be postponed;

Which was carried.

Mr. French introduced H. B. No. 1021, an Act supplemental

to and amendatory of an Act entitled an Act to reduce the salaries of public offices, approved February 18, 1875.

Mr. Gill offered the following amendment:

Strike out the words, "Clerks in Auditor's office."

Mr. Street moved to table the amendment ;

Which was carried.

Mr. Street moved to strike out "\$1600," wherever it occurred and insert "\$1500."

Which was carried.

Mr. Tison moved to strike out "\$1000 for Physician to Penitentiary," and insert "\$800;"

Which was carried.

Mr. Ford moved to strike out that part of the bill allowing an additional Clerk in Auditor's office,

Mr. Walker, of Monroe, moved to table the motion of Mr. Ford;

Which was carried.

Mr. Walker, of Alcorn, moved to lay the bill upon the table

Which was lost.

Mr. Gill moved to strike out "\$2000" and insert "\$1600 for Deputy Auditor."

Mr. Cessor moved to amend by striking out "\$1600" and inserting "\$1800;"

Which was lost.

Mr. Avery moved to strike out "\$1600" and insert "\$1750;"

Which was carried;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Gill moved a suspension of the rules in order to take up H. J. R. No. 27, in relation to an amendment to the Constitution of the State of Mississippi providing for biennial sessions of the Legislature.

The motion prevailed;

And the bill passed its third reading by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Clover, Cook, Champlin, Christmas, Chandler, Chiles, Campbell, Crecelius, Devall, Denson, Edwards, Feemster, Ford, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Handy, Harris, Johnson of Itawamba, Jones, Kendrick, Leggett, Mosely, McCain, Mackey, Matthews, Morgan, Martin, McNeese, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Shorter, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Walker of Alcorn, Walker of Monroe and Wynn—70.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Cotten, Clemens, Chavis,

Davis, Fitzhugh, Johnson of DeSoto, Lynch, Landers, McFarland, Randolph, Richards of Lowndes, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White, Washington and Mr. Speaker—27.

By Mr. Randolph—

MR. SPEAKER—I do not believe the people are prepared to stand biennial sessions of the Legislature. Certain facts have lately developed themselves which convinces me that it would not do, and our people are not, a majority of them, informed in matters pertaining to laws; and annual sessions, in my opinion are best for their interests. Therefore, I vote “no” upon this resolution.

Mr. Rogers, of Marshall, at 1:10, moved to adjourn;

Which was lost.

Mr. Rogers, of Marshall, at 1:15, moved to adjourn until tomorrow morning at 10 o'clock;

Which was lost.

Mr. Street introduced H. B. No. 1022, an Act to reduce taxes and to enforce prompt settlements and payments by Tax Collectors;

Which was read twice under the rules, and referred to the Committee on Ways and Means.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, February 16, 1875.

*To the House of Representatives:*

GENTLEMEN—I return, without my approval, H. B. No. 622, an Act to repeal an Act entitled an Act to amend section 2459 of the Revised Code of 1871, etc.

The law this intended to repeal was passed by the Legislature less than a year ago. It was passed to meet a gigantic evil which overshadowed the land, and incited violence and crime; filled our jails and Penitentiary with its deluded victims; entailed upon the State burdens and taxation, to an incredible amount, to meet the expenses of Courts and prisons, and carried desolation and grief, sorrow and want to thousands of households.

It is true, unfortunately, that the law has failed to meet the expectations of its friends. While in some localities it has been successful, in others it has been evaded, disregarded or trampled under foot.

No great reformatory measure has ever been carried to a successful issue in a single year. It is by no means extraordinary that this trial, during a less period, should not have proven altogether satisfactory.

Legislation to prevent the sale, and consequently the use of intoxicating liquors, has been advised by all philanthropists—men who are prominent as lovers of their fellow-men—and

who, recognizing the foibles of human nature, have sought by legislation to protect it against itself. We can do no better than to follow the examples of such men and such legislation.

The law has proved to be imperfect. It should be perfected—not repealed. Public opinion may be against its enforcement, but no progress, no improvement is possible if public opinion is to dictate. Even education and enlightenment would have been impossible if the tyrant, public opinion, had been supinely obeyed.

One of the most admirable features of the law is that which gives the women of the State a voice in so important a question. It is to them that we must look for teachings of morality and virtue; and is they, too, who feel most poignantly the great evils of intemperance. Their intelligence, their education, their deep interest in their fathers, husbands, brothers and sons, pre-eminently qualify them to judge in an issue of this character. No possible harm can result from an expression of their views on any subject, much less on one like this.

My sense of duty compels me to withhold my approval to this bill, and to earnestly recommend the amendment, and perfection of the law it proposes to repeal.

Respectfully,

ADELBERT AMES,

*Governor.*

Mr. Feemster moved to reconsider the vote whereby H. B. No. 622 passed;

Which was carried.

Mr. Avery, at 1:25 o'clock, moved to adjourn;

The House adjourned.

### AFTERNOON SESSION.

House re-assembled at 3:30, P. M.

Quorum present.

H. B. No. 622, an Act to repeal an Act to amend section 2459, of the Revised Code of 1871;

Was taken up, and the vote whereby the bill passed was reconsidered.

The question being put, shall the bill pass, the Governor's veto to the contrary notwithstanding, a two-thirds vote being required, the bill failed to pass by the following vote:

YEAS—Messrs. Akers, Applewhite, Brunt, Byrd of Pearl, Clover, Cook, Cessor, Christmas, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Edwards, Fitzhugh, Gilmer, Green, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hicks, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, McNeese, Palmer, Peal, Peyton, Reese, Rogers of Yalobusha, Shattuck, Spight, Street, Smothers, Simmons, Sullivan, Truehart, Thompson of Lowndes, Tison, Willborn, Williams, Walker of Monroe and Wynn—51.

NAYS—Messrs. Atkins, Avery, Archer, Byrd of Franklin,

Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Champlin, Clemens, Feemster, Ford, Gill, Gayles, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Martin, Nathan, Packwood, Rogers of Marshall, Randolph, Richards of Yazoo, Richards of Lowndes, Smith of Jasper, Stockstill, Stone, Shorter, Stubbs, Thompson of Montgomery, Thompson of Greene, White and Walker of Alcorn—38.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I vote to sustain the Governor, because I recognize the law of 1874, as a step in the right direction. Conscientiously, as a temperance man; I cannot vote to let down the bar to the horrible evil of drunkenness.

A. A. ROGERS.

Mr. Randolph explained his vote as follows:

I hope I am one who can well judge of the good and bad effects of liquor, and all the effects which the law would have if retained upon our statute books. I do not believe the law is perfect. I do not believe it will do much good, because it is meeting a great and unreasonable opposition. It cannot do much good at this time, but I know the bad effects that whisky has upon all classes, and most especially upon the ignorant, and more of them are of my race than of any other. Thousands of widows are made so by it, and thousands of boys and girls are made orphans by it, and poverty glares thousands of families in the face, and I am conscious of the necessity for some law to restrict, to as great an extent as possible, the destroying demon. While a great revenue is derived from its sale, we unfortunately get from it all the sad results that I have mentioned above. Better, far better that we should never have our hands soiled with the revenue so derived. I do not say, nor do I wish to be understood as saying, that I am one of those who never use it; and on that account I feel better prepared to judge of its effects. I think the law should remain unchanged, and I think that the Governor's veto is proper, and I vote to sustain him under this conviction.

By Mr. Gayles—

MR. SPEAKER—I vote "no," because I believe the Governor to be exactly right in every position taken in his veto message. Let us do all we can toward rendering our people virtuous, prosperous and happy, even while we cannot do all we would desire.

By Mr. Packwood—

I vote "no," to sustain the veto of the Governor, because as a general principle, I am opposed to the repeal of all important laws until their efficacy has been sufficiently tested by time, and the inefficiency of the present liquor law for good has as yet not been sufficiently demonstrated to my satisfaction.

By Mr. Byrd, of Franklin—

I vote "no," because I believe the reasons given in the Governor's veto message are good and valid, and that it is the duty of all good and law-abiding citizens, as well as the members of this Legislature, to use their influence in suppressing the vice of drunkenness, and the demoralizing effects of its continuance. And for the further reason, that the law under consideration has not been given a sufficient trial to test its good and beneficial effects, and the habit of enacting a law at one session of the Legislature, and at the next session repealing it, does not comport with my views of wise and wholesome legislation.

By Mr. Harris—

MR. SPEAKER—Is it right that we should pass this bill over the Governor's veto? I say that we ought not. This evil is one of the greatest that disturbs society, and, sir, I appeal to the members of my own race on this floor to look at their poverty-stricken condition throughout this State! Let us first give this law a fair trial.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills have examined, and found correctly engrossed, bills of the following titles:

H. B. No. 620, a bill to be entitled an Act to reduce the tax of one cent per pound on cotton and two cents an acre on land in the counties of Bolivar, Washington and Issaquena.

H. B. No. 987, an Act entitled an Act to revise and make operative the charter of incorporation of the town of Greensboro, in the county of Choctaw.

H. B. No. 842, an Act to amend the charter of the Wanita Mills, of Lauderdale.

H. B. No. 864, an Act to further amend an Act to incorporate the town of French Camps, in the county of Choctaw.

H. B. No. 964, an Act to incorporate the Chickasahay Ferry Company, of Wayne county.

H. B. No. 987, an Act entitled an Act to revise and make operative the charter of incorporation of the town of Greensboro, in the county of Choctaw.

H. B. No. 1006, an Act to amend an Act to incorporate the town of Edwards' Depot, in Hinds county.

Substitute for S. J. Res. No. 29, memorializing Congress to make an appropriation for clearing out the Tombigbee river.

Respectfully,

W. H. JONES,  
*Chairman.*

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 322, a bill to be entitled an Act to amend section 627, Revised Code of 1871, and to fix the statute of limitations to same.

S. B. No. 451, an Act to amend section 2820 of the Revised Code of 1871, in relation to sentence in capital cases.

S. B. No. 524, an Act to change the terms of the Circuit Court of Leflore and Sunflower counties, Miss.

S. B. No. 531, an Act to change the law in reference to the collection of State, county and levee taxes in the several counties composing the different levee districts.

S. B. No. 551, an Act to provide for making deeds, and for other purposes.

S. B. No. 560, a bill to be entitled an Act to secure judgment creditors of certain insurance companies.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has failed to concur in House amendment to S. B. No. 82, an Act to incorporate the Savings Bank of Natchez.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 6:30 o'clock, Mr. Kendrick moved to adjourn.

The House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

FRIDAY, February 19, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. G. W. Boyd.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Horton of Calhoun, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett,

Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—108.

ABSENT—Messrs. Cowart, Hasie, Monroe, Mosely, Patterson, Smith of Tunica and Tate—7.

The reading of the Journal of yesterday was dispensed with.

#### INTRODUCTION OF BILLS.

By Mr. Boyd, of Warren—

H. B. No. 1023, an Act for the relief of J. Q. Arnold;

Which was read twice under the rules, and, with accompanying documents, referred to the Committee on Claims.

By Mr. Sullivan—

*Resolved*, That the time allowed each member in debate after the adoption of this resolution, shall be five minutes instead of thirty as is now allowed.

Mr. Gayles moved to amend by striking out five, and inserting ten;

Which was lost.

Mr. Gayles moved to lay the resolution on the table;

Which was lost;

And the resolution was adopted.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 673, an Act to repeal an Act in relation to the towns of Beauregard and Wesson, so far as the same relates to the corporate limits of the town of Beauregard.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No. 923, an Act in relation to public schools in Monroe county.

H. B. No. 987, an Act entitled an Act to revive and make operative the charter of incorporation of the town of Greensboro, in the county of Choctaw.

H. B. No. 660, an Act to secure a more speedy trial of the writs of mandamus and prohibition in certain cases.

H. B. No. 842, an Act to amend the charter of the Wanita Mills, of Lauderdale county.

H. B. No. 864, an Act to further amend an Act to incorporate the town of French Camps, in the county of Choctaw.

H. B. No. 905, an Act to amend an Act for the regulation, control and support of the State Penitentiary.

Respectfully,

W. C. WHITE,

*Secretary of Senate.*

H. B. No. 973, an Act to repeal an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, so far as the same relates to Lee county, was called from the hands of the Committee on Printing.

Mr. Avery moved to strike out Attala, wherever it occurred.

Mr. Campbell moved to table the motion made by Mr. Avery; Which was lost.

And the motion to strike out Attala prevailed.

Mr. Southworth moved to amend by inserting the counties of Carroll and Montgomery.

Mr. Clover moved to table the amendment.

The motion to table prevailed.

Mr. Street moved to amend by inserting the county of Prentiss;

Which was carried.

Mr. Champlin moved to amend the amendment by inserting the county of Harrison;

Which was carried.

And the amendment, and the amendment to the amendment were adopted, and the bill being considered engrossed, was read the third time and passed; title standing, so far as the same relates to the counties of Lee, Prentiss and Harrison, Attala being stricken out and Prentiss and Harrison being inserted.

The title as amended was adopted.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF THE COMMITTEE ON RAILROADS.

The Committee on Railroads reported upon H. B. No. 910, an Act entitled an Act to incorporate the Aberdeen, Fulton, and Eastport Railroad Company, recommending its passage with the accompanying amendments:

First. Strike out the word "toll," in the thirteenth line in section 10, and insert in lieu thereof the word "station."

Second. Add the following proviso to section 14: "*Provided*, That no assessments on stock shall be made requiring a larger per cent. or a payment of the sum at shorter intervals than is provided for in the fourth section of this Act."

Third. Strike out the word "or," in the fifth line of the sixteenth section, and the word "township," in the sixth line of the same section.

Fourth. Strike out all of section 24.

Fifth. Add after the word "secretary," in line thirteen of section 25, the words "or any other officer."

The amendments were adopted.

Mr. Ford offered the following amendment, to-wit:

Add to the end of section 26, the following:

*Provided*, The Legislature expressly reserves to itself the power to alter or amend the charter of this company, and regulate rates of freights and passage thereon; and said company shall never charge, as passenger fare, a rate exceeding five cents per mile.

This amendment was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Mr. Chamberlin, by general consent, introduced H. B. No. 1024, an Act to provide for the enlargement of the State Lunatic Asylum;

Which was read twice under the rules, and referred to the Committee on Humane and Benevolent Institutions.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined and report the following bills, to-wit:

House Bills Nos. 897, 1018, 668, 778, 1011, 1010, 1003, 1008, 443, 1009, 882, 1016, 1015.

Senate Bill No. 441, and H. J. Res. No. 27.

Respectfully,

W. H. JONES,

*Chairman.*

The report was received and ordered spread upon the Journal.

#### REPORT OF THE COMMITTEE ON PENITENTIARY.

The Committee on Penitentiary reported upon H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes, recommending its passage, with the following amendments:

Add to section 1, the following:

*Provided*, That not more than \$50,000 shall be drawn from the Treasury or expended for the purposes set forth in this section, in any one year.

Amend section 2 by striking out thirty thousand and inserting fifteen thousand dollars.

Amend section 4 by striking out one hundred and twenty-five thousand and inserting seventy-five thousand dollars.

And add to same section: *Provided*, That no contract for machinery shall be valid or binding upon the State until it has been approved by a majority of the Inspectors of the Penitentiary, and by the Governor.

The amendments were adopted;

And the House resolved itself into the Committee of the Whole, for the purpose of further considering the bill, and, after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported progress, and asked leave to sit again.

The report was received.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House that the Senate has passed the following entitled bills, viz.:

H. B. No. 484, an Act to confer additional powers upon the Holly Springs Transfer Company.

S. B. No. 566, a bill to be entitled an Act to regulate railroad taxation.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, February 19, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that the following entitled bills have become laws by operation of article 4, section 24, of the Constitution:

H. B. No. 786, entitled an Act for the relief of R. B. Stone, a citizen of Lee county.

H. B. No. 811, entitled an Act to amend the several Acts, entitled, respectively: An Act to divide the county of Yalobusha into two Circuit and two Chancery Court Districts, and for other purposes.

H. B. No. 694, entitled an Act to amend an Act to prevent the sale of vinous and spirituous liquors in the town of Macon, approved March 26, 1874.

H. B. No. 408, entitled an Act to change the corporation line of the town of Senatobia, county of Tate.

Respectfully,

JAMES HILL,  
*Secretary of State.*

Mr. Clover, at 1:15 o'clock, moved to adjourn.  
The House adjourned.

## AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

## REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your committee appointed to investigate the withholding of taxes collected in DeSoto county, beg leave to submit the following report:

Upon investigation, the committee find that upwards of \$30,000 has been collected and placed in the hands of Col. T. S. Tate, one of the sureties on J. J. Evans' bond, and that \$6,800 has been used in settling the deficit of said J. J. Evans, for the year 1873, and the balance of about \$24,000 is now on deposit, ready to make the settlement for the year 1874. Col. T. S. Tate states that he has failed to make the settlement for the following reason: The day on which the settlement should have been made, (viz.: the 15th of January), had passed, and Col. Tate had failed to make the settlement, not remembering the day, as it had entirely skipped his memory, and as soon as he discovered his mistake, he went into the Auditor's office to make said settlement, and was informed by the Deputy Auditor that the time for making the settlement had passed, and he could not allow him any commissions on said taxes, and he now withholds it, thinking it unjust that he should lose his commissions, and thinking also, that a bill would pass allowing Sheriffs their commissions. Col. Tate also states that he is waiting for the Senate to act upon a certain bill for the relief of J. J. Evans.

T. B. GARRETT, Chairman.  
S. LEGGETT,  
R. WILLIAMS,  
J. C. WALKER, of Monroe,  
Z. M. STEVENS.

The report was received.

S. B. No. 82, an Act to incorporate the Savings Bank of Natchez, with House amendment, was taken up.

Mr. Lynch moved that the House recede from its amendment;

Which was carried.

By Mr. French—

WHEREAS, The Special Committee of this House has reported the facts connected with the office of Tax Collector of DeSoto county;

*Be it resolved by the House of Representatives, That we find nothing in the facts that reflect upon Hon. T. S. Tate, and that his action in the premises has been honest and legitimate.*

*Resolved further, That the Special Committee be discharged.*  
The resolution was adopted.

S. B. No. 379, an Act to fix the rates of legal advertising in the several Judicial Districts of Mississippi.

Was read twice under the rules.

Mr. Sullivan moved to amend by adding, as an additional section, the following:

*Be it further enacted*, That an Act to regulate legal advertisements for the several Judicial Districts of this State be, and the same is hereby repealed.

The bill and amendment were referred to the Committee on Printing.

Mr. Byrd, of Franklin, moved to call from the hands of the Judiciary Committee, H. B. No. 675, an Act to remove the civil disabilities of Martin M. Newman, a minor, of Franklin county.

The motion prevailed;

And the bill was the read third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 141, an Act to change the name of the city of Shieldsboro, and to amend the Act incorporating the same.

H. B. No. 724, an Act to amend section 315, article 18, chapter 3 of the Revised Code of 1871, relative to official bonds.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 590, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salaries of public officers, approved February 18, 1875.

Mr. Street moved to amend by inserting the Speaker of the House.

Mr. Sullivan moved to table the motion made by Mr. Street; Which was carried.

Mr. Gill moved to amend as follows:

Add the Librarian and Keeper of the Capitol, at a salary of \$1,350 per annum.

Mr. Campbell moved to recommit the bill and amendment to the Committee on Ways and Means.

Mr. Smothers moved to table the motion to recommit; Which was carried.

Mr. Walker, of Monroe, moved to table the amendment.

The motion to table prevailed.

Mr. Tison moved to table the bill.

The motion to table was lost by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Mosely, Martin, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Washington, Walker of Alcorn and Wynn—42.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Nathan, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, White and Walker of Monroe—50.

Mr. Denson moved to amend by striking out \$1500 and inserting \$1200;

Which was lost.

Mr. Avery moved that the bill be referred to the Committee on Claims;

The motion prevailed.

S. B. No. 524, an Act to change the terms of the Circuit Court of Leflore and Sunflower counties, Miss.;

Was taken up, read twice under the rules, and indefinitely postponed.

H. B. No. 806, an Act in relation to the public school fund;

Was taken up.

Mr. Avery moved to refer the bill to the Committee on Education.

Mr. Street moved to table the motion to refer;

Which was carried.

Mr. Avery offered the following amendment:

*Provided*, That the counties may be allowed to levy a county tax for teachers' purposes to make up for any deficit that may arise, as now provided by law, and the above shall only relate the State school tax.

The amendment was laid upon the table, and the Senate amendment was concurred in.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined and found correctly engrossed, the following entitled bills, to-wit:

House Bills Nos. 937, 655, 507, 956, 676, 719, 1020, and S. B. No. 303, H. B. No. 1017.

Respectfully,

W. H. JONES,  
Chairman.

The report was received, and ordered spread on the Journal.

H. B. No. 579, an Act supplemental to an Act entitled an Act to change the time for holding the Chancery Court in the county of Copiah, approved January 22, 1875;

Was taken up, read three several times and passed; title standing as stated.

S. B. No. 448, an Act to amend at Act explanatory of the charter of the Vicksburg and Meridian Railroad Compony, approved July 19, 1870;

Was taken up, read twice under the rules, and referred to the Committee on Railroads.

S. B. No. 540, an Act for the relief of L. C. Matthews and W. S. Baggett, of Lincoln county;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 561, an Act to regulate exceptions to depositions;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 562, an Act in relation to evidence in the Chancery Court;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 589, an Act to be entitled an Act to change the boundary lines of the counties of Sumner, Choctaw and Winston, and for other purposes;

Was read the first time, and lies over under the rules.

S. B. No. 584, an Act for the relief of O. G. Beasley, a minor, of Copiah county;

Was considered engrossed, read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 580, an Act entitled an Act to repeal an Act entitled an Act to amend the laws in relation to the Boards of Supervisors, and the working of roads in certain counties, so far as the same relates to Lowndes;

Was taken up.

Mr. Stone moved to amend by adding Madison county.

The amendment was adopted;

And the bill passed; the title being so amended as to include Madison.

S. B. No. 357, an Act to amend an Act to incorporate the town of Hernando, Mississippi;

Was taken up, read twice under the rules, and referred to the Committee on Corporations.

S. B. No. 511, an Act to be entitled an Act to change the name of Nathan Kurtzholz to Nathan Isenberg;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 551, an Act to provide for making deeds, and for other purposes;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 322, an Act to amend section 627, of the Revised Code of 1871;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 451, an Act to amend section 2820, Revised Code 1871, etc.;

Was read twice under the rules, and referred to the Judiciary Committee.

S. B. No. 418, an Act to amend the laws in reference to the sale of real estate of decedents, etc.;

Was read twice under the rules, and referred to the Committee on Judiciary.

S. B. No. 516, an Act in relation to the compensation of Assessors;

Was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 520, an Act to amend section 1358, of the Revised Code of 1871, in relation to compensation of the members of Boards of Supervisors;

Was taken up, read twice under the rules, and indefinitely postponed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Chrisinas, Cotten, Chiles, Campbell, Chavis, Davis, Fitzhugh, Gill, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Mosely, McNeese, Nathan, Palmer, Peal, Packwood, Rogers of Marshall, Randolph, Richards of Lowndes, Stone, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington, Walker of Alcorn and Walker of Monroe—51.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Clover, Cook, Champlin, Chamberlain, Chandler, Crecelius, Devall, Denson, Feemster, Ford, Greer, Graham, Johnson of Itawamba, Leggett, Mackey, Martin, Peyton, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—38.

#### EXPLANATORY.

We vote "aye," because we think the pay of members of the Board of Supervisors low enough and retrenching on this matter is straining at a saw-mill and swallowing a gnat.

C. H. CAMPBELL,

A. A. ROGERS, of Marshall.

S. B. No. 578, an Act to amend section 1257, of the Revised Code of 1871, in relation to appeals in Chancery cases from interlocutory decrees;

Was read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 484, an Act to confer additional powers upon the Holly Springs Transfer Company;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 574, an Act to incorporate the West Point Military Institute, at West Point, Miss.;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 567, an Act to incorporate the Southern Industrial Works;

Was read twice under the rules, and referred to the Committee on Corporations.

S. B. No. 560, a bill to be entitled an Act to secure judgment creditors of certain insurance companies;

Was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 572, an Act in relation to sale of lands for partition;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 566, an Act to regulate railroad taxation;

Was read twice under the rules, and referred to the Committee on Ways and Means.

S. B. No. 587, an Act to regulate the sale of vinous and spirituous liquors in the town of Iuka;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Clover, at 5:55 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

SATURDAY, February 20, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Sanford.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—104.

ABSENT—Messrs. Byrd of Pearl, Bufkin, Cowart, Gilmer, Horton of Calhoun, Hicks, Hasie, Monroe, Smith of Tunica and Weatherly—9.

The reading of the Journal of yesterday was dispensed with.

#### LEAVE OF ABSENCE.

Leave of absence was granted for one day, to the Sergeant-at-Arms; and to Mr. Garrett, and to Messrs. Monroe, Byrd of Pearl, Horton, Gilmer, Weatherly and French, from day to day, on account of sickness.

#### INTRODUCTION OF BILLS.

Mr. Cessor moved that the rules be suspended to allow each member to call up, introduce, or report, one general or local bill;

Which was carried.

By Mr. Lynch—

H. B. No. 1025, an Act for the relief of W. T. Hewitt and F. L. Mellon;

Which was read three several times and passed, by the following vote:

YEAS—Messrs. Applewhite, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo,

Caradine, Cook, Cessor, Chamberlin, Christmas, Clemens, Campbell, Chavis, Davis, Devall, Fitzhugh, Foxworth, Gill, Green, Gayles, Greer, Graham, Handy, Howard, Harrison, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Leggett, Lynch, Landers, Mackey, Morgan, Martin, Nathan, Patterson, Peyton, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Truehart, Southworth, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, White, Washington, Walker of Alcorn, Walker of Monroe and Wynn—64.

NAYS—Messrs. Clover, Champlin, Cotten, Crecelius, Denson, Eckford, Feemster, Ford, Horton of Pontotoc, McCain, McNeese, Peal, Richards of Yazoo and Williams—14.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Reese—

H. B. No. 1026, an Act in relation to sales of delinquent lands in Prentiss county;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 924, an Act to repeal an Act to regulate legal advertising in the several Judicial Districts of Mississippi;

Was called from the hands of the Committee on Printing.

Mr. Walker, of Monroe, moved to lay the bill on the table.

The motion to table prevailed by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Cotten, Clemens, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington, Walker of Monroe, and Mr. Speaker—49.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Chamberlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Greer, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, Martin, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Stubbs, Southworth, Thompson of Montgomery, Tison, Walker of Alcorn and Wynn—41.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Ford, in explaining his vote said: I voted for the Printing bill originally, reluctantly, doubting its constitutionality and also its usefulness as a law. I am in favor of its repeal for the same reasons, and for the additional one that I fail to

see that it has been productive of any public good in any way whatever. As a party measure, I think it has, and will hereafter do the party that supported it more injury than good.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled resolution, to-wit:

H. J. R. No. 24, requiring Treasurers of certain State Institutions to deposit all funds now on hand in the State Treasury for inspection, with amendments.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

S. B. No. 435 $\frac{1}{2}$ , an Act to authorize the Boards of Supervisors of certain counties in this State to employ prisoners confined in the jails of said counties at the public works, and for other purposes.

Which was taken up, read the first time, and lies over under the rules.

By Mr. Clover—

H. B. No. 1027, an Act entitled an Act to amend sections 1684 and 1685, of the Revised Code of 1871, in relation to the return of assessment rolls;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 887, an Act to abate taxes prior to 1874, on certain lands held for taxes, and restore nullifying resources to purposes of current revenues and expenditures;

Was called from the hands of the Committee on Ways and Means. The committee reported the following amendment to the bill, recommending the passage of the bill as amended:

#### AMENDMENTS.

Amendments to H. B. No. 887:

In section six, strike out "March," and insert "April."

In section nine, strike out "March," and insert "April," and in the same line, strike out "first Monday in April," and insert "second Monday in May." Strike out "days after," and insert "from day to day until such delinquent lands are all sold."

In section seven, strike out all after the word "counties," to the word "together."

In section sixteen, strike out "February," and insert "December." Strike out "March" and insert "January." Strike out "March," in the fifth line from the bottom, and insert "April." Strike out first "Monday in April," in second line from bottom, and insert "second Monday in May."

In section 22, strike out all after the word taxes in the fourth line from bottom.

\* Add the following sections:

*Be it further enacted*, That all Tax Collectors who have made final settlement on account of taxes for the fiscal year 1874, shall be required to re-submit to the Auditor of Public Accounts lists of lands delinquent for taxes after they have complied with the provisions of this Act, and after being charged with the taxes on all the lands held by the State or either one of the Levee Boards, reported in their former settlements, they shall be credited with such as are knocked off to the State at sales provided for in this Act.

SEC. —. *Be it further enacted*, That nothing in this Act shall be construed to effect any title which the Greenville, Columbus and Birmingham Railroad Company may have acquired to any lands, either for or against said company.

The amendment reported by the committee was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 389, an Act to amend chapter 46, of the Revised Code of 1871, in relation to State Militia, and for other purposes;

Was called from the hands of the Committee on Military Affairs, read the third time and passed; title standing as read.

The following was the vote by which the bill passed:

YEAS—Messrs. Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, White, Walker of Monroe and Mr. Speaker—56.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—38.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—By request of the House, I hereby return to

the House H. B. No. 964, an Act to incorporate the Chickasaw Ferry Company, of Wayne county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 594, an Act enabling Mrs. Minerva Sharkey to make certain devises and bequests.

S. B. No. 595, an Act entitled an Act to repeal an Act entitled an Act to revise certain stock laws, so far as the same relates to the county of Lowndes, approved December 19, 1874.

S. B. No. 596, an Act for the relief of the Sheriff of Holmes county.

S. B. No. 600, an Act to change the name of Myria Ella Bennett to that of Maria Ella Stagg.

S. B. No. 601, an Act to amend and explain an Act entitled an Act to revise and make operative the charter of incorporation of the town of Greensboro, in the county of Sumner.

S. B. No. 602, an Act to amend the charter of the city of Canton.

H. B. No. 787, substitute for H. B. No. 643, in relation to the legal rate of interest.

Respectfully,

W. C. WHITE.

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 765, an Act to amend an Act in relation to the appointment of road superintendent in the county of Wilkinson.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia O. Whiting, children of the late F. A. Whiting, was called from the hands of the Committee on Claims.

The House went into the Committee of the Whole, for the purpose of further considering the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, and the bill read the third time and passed, by the following vote:

YEAS—Messrs. Atkins, Applewhite, Boyd of Attala, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Chandler, Cotten, Clemens, Davis, Devall, Denson, Eckford, Ford, Foxworth,

Gill, Green, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Kendrick, Landers, McFarland, McCain, Mackey, Morgan, Martin, McNeese, Nathan, Palmer, Peyton, Richards of Lowndes, Shattuck, Spight, Smith of Claiborne, Smith of Jasper, Stone, Spelman, Simmons, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, White and Wynn—55.

NAYS —Messrs. Akers, Avery, Archer, Brunt, Boyd of Oktibbeha, Christmas, Campbell, Crecelius, Edwards, Fitzhugh, Feemster, Gayles, Greer, Harris, Mosely, Patterson, Peal, Packwood, Reese, Rogers of Yalobusha, Williams and Washington—22.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Gayles—

H. B. No. 1028, an Act to reduce taxation, suffering, crime and ignorance, and to increase the revenues of the State, while making the citizens better able to bear the burdens of necessary taxation;

Was read twice under the rules, and referred to a special committee of one.

The Chair appointed Mr. Gayles as such committee.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 20, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 191, an Act to incorporate the town of Satartia, Yazoo county, Miss., and for other purposes.

H. B. No. 200, an Act to amend an Act to incorporate the town of Taylor's Depot, Lafayette county.

H. B. No. 686, an Act to amend the laws of the State in regard to public education.

H. B. No. 727, an Act to change the name of the town of Davis' Mills, in Benton county, and to incorporate the same.

H. B. No. 779, an Act to extend the benefits of the Common School Fund to all the educable children of this State.

H. B. No. 849, an Act amending the school laws of the State, so far as the same apply to the county of Madison.

H. B. No. 913, an Act to authorize the Grangers' Life and Health Insurance Company to create and establish branch departments in this State.

H. B. No. 940, an Act to amend an Act to incorporate the town of Magnolia, in Pike county, Miss.

H. B. No. 955, an Act to repeal an Act to enable the Board of Supervisors to employ legal counsel at a stated salary, so far as the same relates to the counties of Lee and Attala.

H. B. No. 724, an Act to amend section 315, article 18, chapter 3, of the Revised Code of 1871, in relation to official bonds.  
Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

H. B. No. 998, an Act incorporating Yazoo District High School, at Black Hawk, Carroll county, was called from the Committee on Corporations.

Mr. Southworth offered the following amendment: Insert as an additional section;

*Be it further enacted,* That all subscriptions heretofore made to the said District High School shall be as binding in law or equity as if said High School had been incorporated and possessed of powers to sue and be sued, plead and be impleaded, as are now provided for in this bill.

*Provided,* Such subscriptions are not now barred by statutes of limitations.

The amendment was adopted;

And the bill was read the third time and passed; title standing as stated.

By Mr. Fitzhugh—

H. B. No. 1029, a bill to be entitled an Act to make county warrants receivable for taxes in Wilkinson county;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 846, an Act entitled an Act to repeal an Act to amend the exemption laws of this State, approved March 30, 1872;

Was called from the hands of the Judiciary Committee and indefinitely postponed.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

H. B. No. 1029, a bill to be entitled an Act to make county warrants receivable for taxes in Wilkinson county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

H. B. No. 895, an Act to secure the State of Mississippi certain lands under grants of Congress;

Was called from the hands of the Committee on Ways and Means, and the House went into the Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the Committee arose, and, through its chairman, Mr. Sullivan, reported the bill back to the House with the recommendation that the bill do pass.

The report was received, and the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Brunt, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cook, Champlin, Cessor, Cotten, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Green, Gayles, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, Mackey, Morgan, Mosely, Martin, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Stockstill, Stone, Shorter, Smothers, Simmons, Truehart, Southworth, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, White, Walker of Monroe and Wynn—72.

NAYS—Messrs. Cessor and Clemens—2.

H. B. No. 875, an Act to authorize the Secretary of State to complete the sets of Mississippi Reports, in the First District of Chickasaw county;

Was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee appointed upon H. B. No. 762, an Act to be entitled an Act to establish a Metropolitan Police District, and to provide for the government thereof, reported upon said bill with the recommendation that it do pass with the following amendments:

*Provided*, That each and all of the provisions of this Act shall apply to any county, city or town in this State, and that the Governor shall have power to organize a Metropolitan Police force for any county, city or town, under the provisions of this Act. The expense of maintaining said force to be paid by the said county, city or town in which said force may be organized, in the same manner and form as herein provided by this Act, for the county of Warren.

The proviso was adopted.

Amend by reducing the salaries one-half:

The Superintending Commissioner, in line 2, \$1,500 in lieu of \$3,000.

The Financial Commissioner, in line 3, \$1,250 in lieu of \$2,500.

The Clerical Commissioner, in line 3, \$1,250 in lieu of \$2,500.

Captains, in line 4, \$900 in lieu of \$1,800.

Sergeants, in line 5, \$750 in lieu of \$1,500.

Patrolmen, in line 7, \$600 in lieu of \$1,200,

Amend section 2, in the 5th line, by inserting the words "or Captains," after the words "composed of."

The amendments of the committee were adopted.

## MINORITY REPORT.

MR. SPEAKER—We, the undersigned, minority of your Special Committee to whom was referred H. B. No. 762, to be entitled an Act to establish a Metropolitan Police District, and to provide for the government thereof, have not considered the same in that manner that the importance of the same demands. The committee have only had one formal meeting, and that for a very short time, and without arriving at any conclusion upon any feature in the bill. Since that time, one of the undersigned was called upon informally, by a majority of the committee, and informed that they had agreed to two amendments—one reducing the salaries provided for in the original bill, one-half; the other, authorizing the Governor, at his discretion, to organize a similar police force for any city, town or county, in the State.

To the first amendment, of course, we do not object. But the second meets our most earnest and serious opposition, for the reason that it confers too much power upon the Governor, and extends the great wrong proposed, in the original bill, upon the people of Warren county, to any other county, city or town in the State, without any existing ground, or reasonable prospective necessity for any such organization.

We are opposed to almost every provision of the original bill, for the reason that we cannot imagine any kind of necessity for it, without it is for the purpose of destroying civil and political liberty in this country, and bankrupting the people. There is no county, city or town in this State, that calls for any such a power as is provided for in this bill to keep the people in subjection to law and order, and one of the effects that it will have, will be to irritate and dissatisfy the people of the State, who are as quiet and law-abiding as the people of any State in the Union. The people of all classes, color and conditions are naturally jealous of their liberties, and the creation of such a force as is provided for in this bill, in a time of uninterrupted peace, strikes them as remarkable, and produces in the public mind feelings of intense alarm.

It exhibits a degree of recklessness and disregard of the constitutional rights of the citizen, not heretofore developed by the most reckless. It presents a disposition, on the part of some, at least, to override all the safe-guards provided in the Constitution for the protection of minorities in this State. It proposes, in violation of all principles of constitutional law in this country, to set aside the civil law and civil liberties, and establish in its stead a semi-military organization. It proposes to take from the civil officers of the State, the right to make arrests, searches, etc., and to place that power in the hands of a sergeant's *posse*.

T. C. ATKINS.

Mr. Tison offered the following amendment:

Add, as an additional section;

*Provided*, That all the expenses named under the provisions of this bill, shall be paid out of the general funds of this State, and that the sum of one hundred thousand dollars be appropriated out of any moneys in the Treasury, not otherwise appropriated.

Mr. Clover moved to table the amendment.

The motion to table the amendment prevailed, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Foxworth, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McFarland, McCain, Matthews, Morgan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington, Walker of Monroe and Mr. Speaker—49.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Landers, Mackey, Mosely, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stone, Shorter, Stubbs, Southworth, Thompson of Montgomery, Thompson of Green, Tison, Walker of Alcorn and Wynn—41.

Mr. Clover moved to reconsider the vote by which the proviso was adopted.

Mr. Street moved to table the motion to reconsider;  
Which was lost.

Mr. Street, at 2:15 o'clock, moved to adjourn;

The motion prevailed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Clover, Cook, Champlin, Cessor, Chamberlin, Chandler, Clemens, Campbell, Crecelius, Davis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Greer, Graham, Horton of Pontotoc, Howard, Johnson of Itawamba, Kendrick, Leggett, Lynch, McFarland, Mackey, Mosely, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stone, Shorter, Stubbs, Simmons, Truehart, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—55.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Caradine, Christmas, Cotten, Chiles, Chavis, Fitzhugh, Gill, Green, Gayles, Handy, Harrison, Harris, Johnson of DeSoto, Jones, Landers, McCain, Matthews, Morgan, Patterson, Rogers of Marshall, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Thompson of Lowndes, Willborn, Williams, White and Mr. Speaker—34.

## AFTERNOON SESSION.

House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

The motion pending was the motion to reconsider the vote whereby the proviso was adopted.

The motion to reconsider prevailed, and the amendment was laid upon the table.

Mr. Gill moved to amend section eight, by striking out the word "fifty," and inserting the word "twenty."

Mr. Street moved to amend the amendment by striking out "twenty," and inserting "five."

The motion did not prevail, and the amendment offered by Mr. Gill was adopted.

Mr. Cessor moved that the bill be considered engrossed, read the third time, and placed upon its final passage, and upon that he moved the previous question, and under the operation thereof, the bill passed. The following was the vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Cessor, Christmas, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Matthews, Morgan, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Smothers, Simmons, Truehart, Thompson of Lowndes, Williams, White, Walker of Monroe, Mr. Speaker—40.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Chamberlin, Chandler, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Palmer, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—38.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Ford, who would have voted no, paired off with Mr. Clemens, who would have voted yea, on the final passage of the bill.

S. B. No. 601, an Act amend and explain an Act entitled an Act to revise and make operative the charter of incorporation of the town of Greensboro, now in the county of Sumner;

Was taken from the Speaker's table, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 707, an Act for the relief of A. B. Holt, was called from the hands of the Committee on Claims, and the House went into the Committee of the Whole for the purpose of further considering the bill, and after considerable time spent

therein, the Committee arose, and through its chairman, Mr. Thompson, reported the bill back to the House with the recommendation that it do pass.

The report was received, and the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Cotten, Clemens, Chiles, Crecelius, Devall, Denson, Eckford, Fitzhugh, Feemster, Foxworth, Gill, Green, Greer, Graham, Horton of Pontotoc, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Landers, McCain, Mackey, Martin, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Randolph, Spight, Stevens, Smith of Jasper, Stockstill, Smothers, Stubbs, Sykes, Simmons, Truehart, Thompson of Montgomery, Thompson of Greene, Tison, White, Walker of Monroe, Wynn and Mr. Speaker—63.

NAYS—Messrs. Avery, Boyd of Yazoo, Christmas, Chavis, Davis, Gayles; Handy and Mosely—8.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Smothers—

H. B. No. 1030, an Act entitled an Act to incorporate the Farmers', Mechanics' and Laboring Men's Company, and for other purposes;

Which was read three several times under the rules and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 305, an Act to amend the charter of the town of Port Gibson in Claiborne county, was called from the hands of the Committee on Corporations.

Mr. Smith, of Claiborne, offered the following amendments: Amend section three by striking out the word "ten" from eighth line and inserting the word "three;" also amend the proviso to section three by striking out the words "a specified sum," and inserting the words "the sum of three dollars."

*Be it further enacted*, That all elections for officers of the town of Port Gibson shall be conducted by the County Board of Registration, in the manner and form now governing county elections under the general laws of the State, and the Registrars shall be allowed the same compensation payable out of the town treasury as they are now allowed for such services in conducting county elections.

Amend the first section in the third line of the proviso, by striking out the word "three" and insert the word "twelve."

Amend the second proviso to the first section, thirty-sixth line, by striking out the word "three" before the word months, and insert the word "twelve."

Amend the twelfth section, by inserting the words "Act take," in the fifth line, after the word "this."

The amendment was adopted, and the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Clemens—

H. B. No. 1031, an Act entitled an Act to incorporate the Fewell Bridge Company;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 504, an Act to amend section 1194 of the Revised Code of 1871, in relation to executors' trustees;

Was called from the hands of the Judiciary Committee, and read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Caradine—

H. B. No. 1032, an Act to repeal section seven of an Act to amend the charter of the city of West Point, approved April 6, 1874;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee upon H. B. No. 963, an Act to repeal chapter 70, laws of 1872, relative to an employment of counsel at a stated salary, by Boards of Supervisors, so far as the same relates to DeSoto county, reported favorably upon the bill.

The report was received.

Mr. Johnson, of DeSoto, moved that the bill be indefinitely postponed.

The motion to indefinitely postpone prevailed by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Landers, Matthews, Morgan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White, Washington and Walker of Monroe—45.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Cook, Champlin, Chandler, Crecelius, Devall, Denson, Eckford, Feenster, Foxworth, Gill, Graham, Johnson of Itawamba, Leggett, McCain, Mackey, Martin, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—34.

By Mr. McCain—

H. B. No. 1033, an Act to amend section 207 of the Revised Code, in relation to allowances by courts;

Which was read twice under the rules, and referred to the Committee on Judiciary.

The House resolved itself into the Committee of the Whole, to consider H. B. No. 732, an Act for the relief of W. H. Johnson, of DeSoto county, and after some time spent therein, the Committee arose and through its chairman, Mr. Mackey, reported the bill back to the House with the recommendation that the bill do pass.

The report was received;

And the bill being considered engrossed, was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Crecelius, Devall, Denson, Eckford, Edwards, Feemster, Foxworth, Gill, Greer, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Kendrick, Leggett, McCain, Mackey, Matthews, Morgan, Martin, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Stubbs, Sykes, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, White, Walker of Monroe and Wynn—59.

NAYS—Messrs. Boyd of Obtibbeha, Chavis, Davis, Gayles and Smith of Claiborne—5.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 877, an Act to amend an Act to secure the payment of fines collected by Justices of the Peace, and for other purposes, approved February 15, 1873, so far as the same relates to Franklin county, was called from the hands of the Judiciary Committee.

Mr. Gayles moved to amend by adding the county of Bolivar;

The amendment was adopted.

Mr. Cessor moved to amend by striking out Franklin county wherever it occurred, and inserting the several counties in this State.

Mr. Mackey moved to amend by excepting the county of DeSoto;

Which was lost.

And the amendment offered by Mr. Cessor was adopted.

Mr. Rogers, of Marshall, at 5.35 o'clock, moved to adjourn; Which was lost.

And the bill was considered engrossed, read the third time and placed upon its final passage.

The bill failed to pass by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of

Attala, Champlin, Cessor, Chamberlin, Christmas, Crecelius, Davis, Edwards, Fitzhugh, Gayles, Horton of Pontotoc, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Peyton, Randolph, Smith of Claiborne, Smothers, Sykes, Truehart, Thompson of Lowndes, Willborn, White and Walker of Monroe—38.

NAYS—Messrs. Akers, Applewhite, Archer, Byrd of Franklin, Clover, Caradine, Cook, Chandler, Chiles, Chavis, Devall, Denson, Eckford, Feemster, Foxworth, Gill, Greer, Graham, Howard, Leggett, Mackey, Martin, McNeese, Patterson, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Sullivan, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—40.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Thompson, of Greene—

H. B. No. 1034, an Act for the relief of M. T. Berry, of Jasper county;

Which was read twice under the rules, and the House went into the Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the Committee arose and through its Chairman, Mr. Champlin, reported the bill back to the House with the recommendation that it do pass.

The report was received, and the bill was read a third time, and passed; by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Boyd of Warren, Clover, Cook, Champlin, Cessor, Chamberlin, Cotten, Crecelius, Denson, Eckford, Feemster, Foxworth, Gill, Green, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Johnson of Itawamba, Johnson of DeSoto, Jones, McFarland, McCain, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Shattuck, Spight, Smith of Jasper, Stockstill, Sykes, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, White, Walker of Monroe and Wynn—51.

NAYS—Messrs. Boyd of Oktibbeha, Christmas, Chavis, Davis, Gayles, Reese, Stubbs, Simmons and Sullivan—9.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Sullivan, at 6:10 o'clock, moved to adjourn;

Which was lost.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Cessor—

*Resolved* That when the House do adjourn it stand ad-

journed until Monday morning at 10 o'clock, and that the call of the roll of the counties be continued under the same rule which the House is now working.

The resolution was adopted.

On motion of Mr. Green, of Grenada, the House went into the Committee of the Whole for the purpose of further considering H. B. No. 737, an Act for the relief of J. C. McLeod, of Franklin county;

And after some time spent therein, the committee arose, and through its chairman, Mr. Cessor, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, the bill read the third time and passed; title standing as statad.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Caradine, Cessor, Chiles, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Matthews, Mosely, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Thompson of Lowndes, Willborn, Williams, White and Walker of Monroe—42.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Boyd of Attala, Clover, Cook, Champlin, Chamberlin, Christmas, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Gayles, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, McCain, Mackey, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Shattuck, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—41.

Mr. Willborn moved to reconsider and table.

Mr. Sullivan, at 6:30 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

MONDAY, February 22, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Quorum present.

Prayer by Rev. Mr. Thompson, of Montgomery.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas,

Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Foxworth, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truheart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—105.

ABSENT—Messrs. Cowart, Ford, French, Gilmer, Horton of Calhoun, Hicks, Hasie, Monroe, Richards of Yazoo, Shattuck, Smith of Tunica, Stone and Thompson of Greene—14.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Messrs. Shattuck and Richards of Yazoo, from day to day, on account of sickness.

H. B. No. 829, an Act amendatory of and supplemental to an Act to create a Board of Pilot Commissioners for the Bay of Pascagoula;

Was called from the hands of the Judiciary Committee, and being considered engrossed, was read the third time and passed; title standing as stated.

H. B. No. 1005, an Act for the relief of Buckley & McNab citizens of Hinds county;

Was called from the hands of the Committee on Claims, and being considered engrossed, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 186, an Act to lease certain State lands, and for other purposes, was called from the hands of the Judiciary Committee.

The committee reported the following amendment: Strike out "\$50," and insert "to the highest bidder."

The amendment was adopted, and the bill passed; title standing as stated.

#### INTRODUCTION OF A RESOLUTION.

By general consent, Mr. Mosely introduced the following resolution:

*Resolved*, That the Speaker and Clerk of the House be and they are hereby authorized to sign a certificate in favor of Willie Coats, as Page, from the beginning of the present session of the Legislature, up to this date; also, in favor of Joe Pat-

ton and Wash Robertson and H. Henderson for the same time, as Porters, less the amount they have received;

Which was adopted.

#### INTRODUCTION OF BILLS.

By Mr. Jones, of Issaquena—

H. B. No. 1037, an Act to repeal an Act entitled an Act to provide for the payment of certain warrants on the Treasurer of the Levee Board of Issaquena county, approved December 9, 1870;

Which was read twice under the rules.

Mr. Jones, of Issaquena, moved that the bill be considered engrossed, read the third time and placed upon its final passage.

The motion prevailed;

And the bill was read the third time and passed; title standing as stated.

Mr. Jones, of Issaquena, moved to reconsider the action just had, and to table the motion to reconsider;

Which was carried.

By Mr. Howard—

H. B. No. 1035, an Act to amend section 268 of the Revised Code of 1871, in relation to the issuance and payment of county warrants;

Which was read twice under the rules, and referred to the Committee on Judiciary.

By Mr. Weatherly—

H. B. No. 1036, an Act making an appropriation for the militia, and for other purposes;

Which was read twice under the rules, and referred to the Committee of the Whole.

S. B. No. 596, an Act for the relief of the Sheriff of Holmes county;

Was called from the Speaker's table, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 793, an Act for the relief of James H. Bowman, of Hinds county;

Was called from the hands of the Judiciary Committee.

Mr. Avery moved to table the bill; which was carried.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 450, a bill to be entitled an Act to reduce the salaries of Superintendents of Education in this State;

Was called from the Committee of the Whole.

Mr. Street moved that the bill be considered engrossed, read the third time and placed on its final passage.

Mr. Lynch moved to consider the bill by counties.

Mr. Walker, of Monroe, moved to table the motion made by Mr. Lynch;

Which was carried, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Greer, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, McCain, Mackey, Martin, Nathan, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Washington, Walker of Alcorn, Walker of Monroe and Wynn—46.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Cessor, Chavis, Davis, Edwards, Fitzhugh, Foxworth, Gill, Green, Gayles, Handy, Harrison, Johnson of DeSoto, Kendrick, Lynch, Landers, McFarland, Matthews, Mosely, Patterson, Palmer, Peal, Peyton, Randolph, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly and White—39.

By Mr. Spight—

I vote "aye," not because my county has been reduced as it should be, but because I fear that amendments would defeat the final passage of the bill.

Mr. Street moved the previous question on the passage of the bill.

Mr. Avery moved to table the bill.

The motion to table the bill was lost by the following vote:

YEAS—Messrs. Boyd of Yazoo, Clover, Caradine, Christmas, Davis, Edwards, Fitzhugh, Gill, Handy, Johnson of DeSoto, Kendrick, Lynch, Landers, McFarland, Matthews, Patterson, Palmer, Randolph, Smothers, Sykes, Truehart, Thompson of Lowndes, Willborn, Williams and Weatherly—26.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Bufkin, Cook, Champlin, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Deval, Denson, Eckford, Feemster, Foxworth, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Harrison, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Morgan, Mosely, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, White, Washington, Walker of Alcorn and Walker of Monroe—58.

And the call for the previous question was sustained, and under the operation thereof, the bill passed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Caradine, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Foxworth, Green, Gayles, Garrett, Greer, Graham, Horton of Pon-

totoc, Howard, Harrison, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Morgan, Mosely, Martin, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Street, Smothers, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Washington, Walker of Alcorn, Walker of Monroe, and Wynn—64.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Cessor, Davis, Edwards, Fitzhugh, Gill, Handy, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Matthews, Patterson, Randolph, Smith of Claiborne, Sykes, Truehart, Thompson of Lowndes, Williams and Mr. Speaker—22.

Mr. Clover moved to amend the title as follows:

An Act to abolish the office of County Superintendent of Education and to destroy the common school system.

Mr. Walker, of Monroe, moved to table the amendment.

The motion to table the amendment prevailed;

And under the operation thereof, the title of the bill was adopted.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### EXPLANATORY.

We vote "no," because we regard the bill as a direct attempt to destroy the common school system of this State, by reducing the salaries of Superintendents to such an extent as to impair their usefulness.

F. A. CLOVER,

J. W. RANDOLPH.

We vote against the passage of the bill for the reason that the bill embraces an unequal and unfair reduction, which must of necessity result in the ruin of our system of public instruction and greatly impair the material growth of the State.

W. H. JONES,

D. J. T. MATTHEWS,

W. W. EDWARDS,

S. W. FITZHUGH,

J. W. MCFARLAND,

J. S. SIMMONS.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills report as correctly engrossed the following bills, to wit:

House Bills Nos. 973, 1030, 1032, 875, 737, 1034, 732, 1025, and 895.

Senate Bills Nos. 540, 595, 511, 580, 578, 389, 572, 584, 574, and 587.

Respectfully,

W. H. JONES,

*Chairman.*

The report was received and ordered spread upon the Journal.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

S. B. No. 555, an Act for the relief of Hon. J. D. Cessor, as Commissioner for the relief of the sufferers by the overflow of the Mississippi river.

S. B. No. 593, a bill to be entitled an Act for the relief of J. M. Jayne, Sr., Cashier of the Rankin county, Savings Institution.

S. C. Res. No. 53, in relation to adjournment.

H. B. No. 1000, an Act to authorize the Auditor of Public Accounts to issue warrants to certain Chancellors, with amendment.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 797, an Act to declare Harriet Thompson and Henry Philpot, heirs-at-law of Henry Philpot and Elizabeth Philpot, deceased;

Was called from the hands of the Committee on Judiciary, read the third time and passed; title standing as stated.

The House resolved itself into the Committee of the Whole to further consider S. B. No. 81, an Act for the relief of Count Wallace, of Jefferson county;

And after some time spent therein, the Committee arose, and through its chairman, Mr. Avery, reported the bill back to the House, with recommendation that it do pass.

The report was received.

Mr. Campbell moved to table the bill;

Which was lost;

And the bill was considered engrossed, read the third time and passed by the following vote; title standing as stated.

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Champlin, Cessor, Christmas, Cotten, Clemens, Chavis, Davis, Eckford, Fitzhugh, Gill, Green, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Richards of Lowndes, Stevens, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Southworth, Thompson of Lowndes, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Archer, Byrd of Pearl, Boyd of Attala, Cook, Chamberlin, Campbell, Crecelius, Denson, Feemster, Foxworth, Gayles, Greer, Graham, Johnson of Itawamba, Leggett, Martin, Packwood, Reese, Spight, Smith of Jasper, Street, Stubbs and Tison—25.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 603, an Act to prohibit the Boards of Supervisors of the counties heretofore embraced in any levee law of this State, from issuing or paying any indebtedness for levee work.

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous within the third beat of the Fifth Supervisors District, Tate county, with amendments.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

S. B. No. 384, an Act to provide tax upon privileges, and to provide a uniform license system, with amendments;

Was called from the Committee on Ways and Means, and the amendments were adopted.

AMENDMENTS:

Substitute for section 1:

SECTION 1. *Be it enacted by the Legislature of the State of Mississippi*, That a tax upon privileges is hereby levied, as follows:

On each express company, \$2,000.

On each telegraph company, operating 300 miles or more of wire, \$2,000.

On each telegraph company operating over 100 and less than 300 miles of wire, \$1,000.

On each company operating over 25 and less than 100 miles of wire, \$500.

On each company operating less than 25 miles of wire, for each mile, \$1 00.

On each foreign insurance company, \$1,000.

On each home insurance company, with principal office and assets within the State of Mississippi, \$1,000. Or such home companies may pay in lieu of such sum an amount equal to two per cent. of capital paid in, which shall be in full of all State and county taxes; *Provided*, That all mutual companies having less than \$10,000 paid capital upon which to pay taxes, shall pay fifty cents upon each policy issued or in force, or pay the privilege tax of \$1,000, as they may elect.

On each sleeping car company, \$1,000.

On each distillery of grain, \$200.

On each insurance agent, \$10.

On each billiard, or Jenny Lind table, nine or ten-pin ally, or similar contrivance, kept for public use, \$20.

On each trading boat, with produce, provisions and provender, exclusively, \$25.

On each wharf-boat, \$100.

On all other trading-boats, \$200.

On each tavern or hotel in city or town of 5,000 inhabitants or over, with capacity for thirty or more guests, \$100.

Same with capacity for less than thirty guests, \$50.

On each tavern or hotel in city or town of 2,000, and not over 5,000 inhabitants, with capacity for twenty-five or more guests, \$50.

Same with capacity for less than twenty-five guests, \$25.

On each tavern or hotel in city or town of less than 2,000 inhabitants, \$15.

On each boarding house, private, not boarding students exclusively, \$10.

On each railroad eating house, where two or more trains stop for meals daily, \$125.

On each railroad eating-house, where not more than one passenger train stops for meals, \$50.

*Provided*, That no hotel or eating-house shall be required to pay more than once under the foregoing provisions, but when subject to the conditions of more than one provision, the highest shall be paid.

Each restaurant in city or town of over 2,000 inhabitants, \$50.

Same in city or town under 2,000 inhabitants, \$25.

On each circus or menagerie, or on both combined, for each day's performance, \$50; on each side-show, per day, \$10.

On each show, exhibition, concert, or other performance, where a fee is charged for admission, and not donated exclusively to religious, benevolent or educational purposes, per day, \$5.

On each room or hall, used as a theater, or opera-house, for public exhibition, in city or town under 5,000 inhabitants, per year, \$100.

On each room or hall, in city of more than 5,000 inhabitants, per year, \$200.

On each store, stock under \$1,000, \$5.

Each store, stock \$1,000 to \$2,000, \$10.

Each store, stock 2,000 to 3,000, \$20.

Each store, stock 3,000 to 4,000, \$25.

Each store, stock 4,000 to 5,000, \$30.

Each store, stock 5,000 to 7,000, \$45.

Each store, stock 7,000 to 10,000, \$60.

Each store, stock 10,000 to 15,000, \$85.

Each store, stock 15,000 to 20,000, \$110.

Each store, stock 20,000 to 30,000, \$200.

Each store, stock 30,000 to 45,000, \$250.

Each store, stock over \$45,000, \$300.

Each auctioneer in towns of 1,000 inhabitants or less, \$10.

Same, in city or towns of 1,000 to 3,000 inhabitants, \$25.

Same, in city over 3,000 inhabitants and under \$5,000 inhabitants, \$30.

Same, in city of over 5,000 inhabitants, \$40.

Each peddler on foot, \$10.

Each peddler, with horse or mule, \$20.

Each peddler with horse, mule or other animal, with wagon or other vehicle, \$30; *Provided*, That persons peddling exclusively in goods, wares or merchandise manufactured in the State, shall be exempt.

On each peddler with two horses or mules, with wagon or other vehicle, \$40.

On each cotton broker or factor engaged in buying or selling cotton, and not licensed as a merchant, \$20.

Each public cotton weigher where less than 2,000 bales are weighed, \$5.

Over 2,000 and less than 3,500 bales, \$10.

Over 3,500 and less than 5,000 bales, \$15.

Over 5,000 and less than 8,000 bales, \$20.

Over 8,000 and less than 10,000 bales, \$25.

Over 10,000 bales, \$40.

Each coal yard, except where charcoal alone is sold, \$25.

Each brewery or establishment for the manufacture or bottling of ale, beer, soda, or mineral water, \$40.

Each drug store where vinous and spirituous liquors are sold, not exceeding six barrels per annum, nor one barrel in sixty days, \$50.

Each drug store selling more than one barrel of spirituous liquors in sixty days, \$100.

Each store or establishment selling vinous or spirituous liquors by gallon or more, \$50.

Each pawnbroker or firm, \$100.

Each established broker keeping an office, \$200.

Each street broker, \$25.

Each practicing lawyer, \$10.

Each and every person receiving or forwarding goods, wares, or merchandise for profit and not paying \$20 privilege tax as a merchant, nor keeping a licensed wharf-boat, \$20.

Each commission merchant, \$50.

Each dentist, \$5.

Each civil engineer or architect, \$10.

Each gas company in city or town of over 4,000 inhabitants, \$50.

Same, in city or town of over 4,000 inhabitants, \$100.

On each toll bridge, \$25.

Each steam ferry on the Mississippi river, whose point of landing or departure is from a town or city of five thousand or more inhabitants, \$150.

On same, from city or town of less than five thousand inhabitants, \$75.

On all other ferries where the receipts exceed \$500 per annum, \$25.

On each dealer in ale, beer, or other malt liquor, in city or town of five thousand inhabitants or more, and not licensed as a retail liquor dealer, \$100.

On same in towns of over two thousand and under five thousand inhabitants, \$60.

On all other such dealers, \$30.

On each soda fountain, \$5.

Each cotton compress company, \$100.

Each agency establishment for sewing machines, \$40.

Each sewing machine agent, except one for each established agency, \$5.

Each photograph gallery, \$10.

Each livery, feed or sale stable, in town of over one thousand, and less than two thousand inhabitants, \$10.

On same in city or town of over two thousand and less than three thousand inhabitants, \$20.

On same in city or town of over three thousand and under five thousand inhabitants, \$40.

On same in city or town of over five thousand and less than ten thousand inhabitants, \$50.

On each such stable in city or town of over ten thousand inhabitants, \$100.

On each transient vendor of horses or mules, \$30.

Each real estate agent, \$10.

Each bank of discount or deposit in city or town of less than two thousand inhabitants, \$200, which shall be in lieu of all taxes on ten thousand dollars of the capital of such bank.

Each bank of discount or deposit in city or town of over two thousand and less than four thousand inhabitants, \$300, which shall be in lieu of all taxes on fifteen thousand dollars of capital.

Each bank of discount or deposit in city or town, of over four thousand inhabitants, \$1,000.

Which shall be in lieu of all taxes on fifty thousand dollars, of the capital of such bank; *Provided*, That any person or persons, doing a banking business in city or town, of over four thousand inhabitants, whose business is based on a capital of less than twenty thousand dollar, including all stock, bonds, credits of every description, whether deposited in or out of the State, and will furnish to the Auditor of Public Accounts, under oath, a statement showing such fact, shall not be required to pay a privilege tax of over \$500, which shall be in full for all taxes on twenty thousand dollars of capital.

On each and every person selling prize or gift packages, or any goods not exposed or exhibited on the cars passing through this State, \$25.

On each transient vendor of jewelry, whether the same is offered for sale in the store of a resident dealer or not. \$25.

And the license herein provided shall be a personal privilege license, and not transferable; and a license shall not be construed to exempt from taxation the property used in the

license business, except as especially provided in this Act. The tax imposed upon privileges by this section shall not be liable to taxation by any incorporated city or town to an amount exceeding fifty per centum of the State tax herein provided, nor by any county in any amount whatever.

*Provided*, That no additional tax shall be collected by county, city or town, on any insurance, telegraph, express, or sleeping-car companies. All licenses upon telegraph companies, express companies, insurance companies and sleeping car companies, and also upon banking companies in the cities of Jackson and Vicksburg shall be paid by them into the State Treasury; and no person or persons shall be allowed to collect or receive commission for the same, and in case of the failure of any such persons or corporations to pay the same, the Auditor is hereby required to place the same in the hands of any Sheriff or District Attorney, who shall collect the same, with fifty per cent. damages, and who shall be entitled to the usual fees out of such damages.

#### SUBSTITUTE FOR SECTION FOUR.

SEC. 4. *Be it further enacted*, That in all cases where persons were in business, and pursuing avocations on or before the first day of May, 1874, which were taxable under the privilege tax law of 1874, and such persons obtained license under said laws of 1874, such license shall be deemed and held to have commenced running on the first day of May, 1874, and shall expire on the thirtieth day of April, 1875, and upon all such who commenced pursuits as aforesaid, after the first day of May, 1874, the license shall expire one year from the time of commencing such business, without reference, in either case, to the date of issuance of license. It shall be the duty of the Collector to investigate all such cases, and issue license accordingly. It shall also be his duty to issue license immediately to all persons who have not heretofore been licensed, and to collect the tax on the same.

#### SUBSTITUTE FOR SECTION SIX.

SEC. 6. *Be it further enacted*, That the State tax for general purposes is hereby fixed at four mills instead of six and three-fourth mills as now provided, and in addition to funds now receivable for such tax, it may be paid in State warrants bearing date subsequent to April 1, 1874, except such as were issued for dues prior to that time; *Provided*, That no warrants drawn on and after the first day of January next succeeding the year for which any taxes are collected, shall be payable for the taxes of such year, nor receivable by the Treasurer from Tax Collectors, in settlement of the same; *Provided, further*, That the Treasurer shall continue to pay outstanding warrants, in the order of issuance, when there are funds in the Treasury for that purpose.

SEC. 8. *Be it further enacted*, That banks located in towns of less than two thousand inhabitants, and having paid one hundred and fifty dollars for privilege tax of 1874, by reason of an error in the law, shall have credit for fifty dollars on their privilege tax for 1875.

#### AMENDMENT.

Mr. Sullivan offered the following amendment:

SEC. —. *Be it further enacted*, That all Acts or parts of Acts, and all provisions of the Revised Code of 1871, making the Sheriffs of the various counties in the State ex-officio Tax Collectors, be and the same are hereby repealed, and hereafter it shall be the duty of the Governor, by and with the advice and consent of the Senate, to appoint a Tax Collector for each county in the State, who shall be governed by all laws regulating the collection of taxes and payment of the same into the Treasury, and possess all powers and authority now vested in Sheriffs by virtue of their office as ex-officio Tax Collector, provided that this section shall not take effect or go into force until after the expiration of the terms of the present incumbents except in cases of vacancies that now exist or may hereafter occur, and all the Tax Collectors of this State appointed under this Act shall enter into good and sufficient bond as now provided by law, and provided further, that the several Sheriffs of this State may hold the office of Tax-Collector, should the Governor deem it to be for the public interest to appoint them.

Mr. Clover moved that the amendments be adopted, and upon that he moved the the previous question.

The motion prevailed, and under the operation of the previous question, the amendment offered by Mr. Sullivan, was adopted by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cessor, Chamberlin, Chrismas, Cotten, Clemens, Chavis, Davis, Edwards, Gill, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Matthews, Morgan, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Stevens, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Mr. Speaker—50.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Fitzhugh, Feemster, Foxworth, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Mosely, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Washington, Walker of Alcorn, Walker of Monroe and Wynn—49.

Mr. Green, of Grenada, moved to reconsider action whereby the amendment was adopted.

Mr. Gayles moved to table the motion to reconsider. The motion to table was lost by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Jahnson of Itawamba, Jones, Leggett, Mackey, Martin, McNeese, Palmer, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—47.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cessor, Chamberlin, Christmas, Clemens, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Howard, Harrison, Johnson of DeSoto, Kendrick, Lynch, Landers, McCain, Matthews, Morgan, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Stevens, Smith of Claiborne, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Mr. Speaker—48.

At 1:55, Mr. Mackey moved to adjourn.

The motion prevailed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, Mackey, Mosely, Martin, Nathan, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, White, Walker of Alcorn, Walker of Monroe and Wynn—49.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cessor, Chamberlin, Christmas, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Howard, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Patterson, Palmer, Peal, Rogers of Marshall, Randolph, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Willborn, Williams, Washington and Mr. Speaker—44.

#### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

On motion of Mr. Street, H. Res. No. 24, requiring Treasurers of certain State Institutions to deposit all funds now on

hand, in the State Treasurer's office for inspection, was taken up, and the Senate amendment concurred in.

Further action upon the bill was precluded by the usual motion to reconsider and table.

On motion of Mr. Street, the unfinished business of the morning session was taken up.

The pending motion to reconsider the vote by which the amendment of Mr. Sullivan was laid upon the table, was lost by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cessor, Chamberlin, Christmas, Clemens, Chavis, Davis, Edwards, Fitzhugh, Gill, Green, Handy, Howard, Harrison, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Matthews, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Stevens, Smith of Claiborne, Sykes, Simmons, Sullivan, Truehart, Tate, Williams and White—40.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hicks, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Monroe, Morgan, Mosely, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Smothers, Stubbs, Southworth, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Weatherly, Washington, Walker of Alcorn, Walker of Monroe and Wynn—58.

Mr. Clover moved the previous question on the passage of the bill.

The call for the previous question was sustained.

Mr. Street moved to reconsider and table the motion whereby the previous question was ordered;

Which was carried.

And the bill was read the third time and passed, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Eckford, Feemster, Foxworth, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Lynch, McCain, Mackey, Martin, McNeese, Nathan, Palmer, Peal, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, White, Walker of Alcorn, and Walker of Monroe—65.

NAYS—Messrs. Cessor, Howard, Landers, McFarland, Mosely,

Peyton, Rogers of Yalobusha, Stevens, Smothers, Sykes, Willborn, Wynn and Mr. Speaker--12.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined and found correctly engrossed, bills bearing the following titles, to-wit:

H. B. No. 1037, an Act to repeal an Act entitled an Act to provide for the payment of certain warrants on the Levee Fund of Issaquena county, approved December 7, 1870.

H. B. No. 1027, an Act entitled an Act to amend sections 1684 and 1685 of the Revised Code of 1871.

H. B. No. 707, an Act for the relief of A. B. Holt.

H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia O. Whiting, children of F. A. Whiting.

H. B. No. 1026, an Act in relation to sales of delinquent lands in Prentiss county.

S. B. No. 572, an Act in relation to sale of lands for Bolivar county.

Respectfully,

W. H. JONES,  
*Chairman.*

The report was received and ordered spread upon the Journal.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit.:

H. B. No. 1037, an Act to repeal an Act to provide for the payment of certain warrants in the Treasury of the Levee Fund of Issaquena county, approved December 9, 1870.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 455, an Act to refund the money paid to the State for lands sold, which had been forfeited to the State for non-payment of taxes;

Was called from the hands of the Committee on Ways and Means.

Mr. Eckford offered the following amendment:

Substitute for the words "together with a certified copy of the record, showing the judgment of eviction," in lines twenty-six and twenty-seven, the words, "together with the copy of the judgment or decree of eviction."

The amendment was adopted, and the bill was read the third time and passed; title standing as stated.

H. B. No. 1024, an Act to provide for the enlargement of the State Lunatic Asylum;

Was called from the hands of the Committee on Humane and Benevolent Institutions.

The House went into the Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Champlin, reported the bill back to the House, with the following amendment:

Strike out \$55,000 and insert \$25,000.

The report was received, the amendment adopted, and the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS.—Messrs. Akers, Avery, Archer, Byrd of Pearl, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Devall, Eckford, Edwards, Fitzhugh, Feemster, Foxworth, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Mackey, Monroe, Martin, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Smothers, Stubbs, Simmons, Southworth, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, Weatherly, White, Walker of Monroe and Wynn—65.

NAYS.—Messrs. Boyd of Oktibbeha, Boyd of Warren, Chavis, Street and Washington—5.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 435½, an Act to authorize the Boards of Supervisors of certain counties in the State to employ prisoners, confined in the jails of said counties, at public work, and for other purposes, was taken from the Speaker's table.

Mr. Christmas moved to amend by striking out Copiah county;

Which was carried.

Mr. Archer moved to amend by inserting Lafayette, Carroll, and Montgomery counties;

Which was adopted.

Mr. Chandler moved to amend by inserting Noxubee county;

Which was adopted.

Mr. Washington moved to amend by inserting Leflore county;

Which was adopted;

Mr. Walker, of Monroe, moved to table the bill;

Which was carried.

Mr. Cessor moved to indefinitely postpone the bill;

Which was lost.

Mr. Gayles moved to table the bill;

Which was lost.

Mr. Tison moved that the county of Kemper be added;

Which was carried.

Mr. Landers moved to amend by striking out Jefferson county;

Which was carried.

Mr. Gayles moved to strike out Tunica county;

Which was carried.

Mr. Truehart offered to amend as follows:

Amend, "that if any guard or guards should shoot and kill any person or persons attempting to escape, shall be considered a murderer, and tried before the Court as a murderer."

The amendment was lost by the following vote:

YEAS—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Cessor, Christmas, Cotten, Clemens, Chavis, Davis, Fitzhugh, Gayles, Handy, Hicks, Howard, Johnson of DeSoto, Jones, Kendrick, Landers, McFarland, McCain, Monroe, Morgan, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Shorter, Smothers, Simmons, Truehart, Thompson of Lowndes, Weatherly, White and Walker of Monroe—39.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlain, Chandler, Chiles, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Foxworth, Gill, Green, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stone, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Washington and Wynn—57.

Mr. Handy moved to amend by adding Madison county.

Mr. Matthews moved to amend by striking out Panola county;

Which was carried.

Mr. Clemens moved to amend by striking out Clarke county;

Which was carried.

Mr. Tison moved to suspend the rules, that the bill might be read the third time and placed on its final passage;

Which was lost;

And the bill lies over under the rules.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Avery—

*Resolved*, That the House proceed with calling the counties, the same as during the past two days, until the roll shall have been completed.

Mr. Walker, of Alcorn, at 6 o'clock, moved to adjourn;

Which was lost.

H. B. No. 1000, an Act to authorize the Auditor of Public Accounts to issue warrants to certain Chancellors;

Was taken up, and the Senate amendments concurred in, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Davis, Edwards, Fitzhugh, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Landers, McFarland, McCain, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Stone, Smothers, Sykes, Simmons, Truehart, Tate, Williams, Weatherly, White and Walker of Monroe—52.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Gill, Garrett, Greer, Graham, Horton of Calhoun, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Tison, Walker of Alcorn and Wynn—37.

MR. SPEAKER—I vote “no” on the privilege tax bill because I believe the bill to be wrong in principle, burdensome to the business interests of the State, and detrimental to that policy that invites capital to the State. In fine, it simply transfers the tax from the large landholder and capitalist to the struggling business man.

WM. LANDERS.

Mr. Reese, at 6:20, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

TUESDAY, February 23, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. H. P. Jacobs.

Roll call:

PRESENT.—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mose-

ly, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe, Wynn and Mr. Speaker—105.

ABSENT.—Messrs. Byrd of Franklin, Cowart, Hasie, Monroe, Richards of Yazoo, Shattuck and Walker of Alcorn—7.

The reading of the Journal of yesterday was dispensed with, Leave of absence was granted to Mr. Byrd, of Franklin, from day to day on account of sickness.

#### INTRODUCTION OF BILLS.

Mr. Avery, by general consent, introduced H. B. No. 1037, an Act making appropriation to meet expenses incurred by the Sergeant at-Arms of the House of Representatives;

Which was read twice under the rules, and referred to the Committee on Contingent Expenses.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Denson—

*Resolved*, That the Clerk of the House be authorized to employ such additional force as may be necessary to perform the enrolling of the bills that have or may be passed during the present session, first employing all committee clerks during such time as they are not employed upon their respective committees.

Mr. Street offered the following proviso upon the resolution:

*Provided*, That any or all of such committee clerks who cannot enroll bills properly shall be discharged.

The proviso was adopted, and the resolution as amended was adopted.

By Mr. Edwards—

H. B. No. 1038, an Act for the relief of James Foley;

Which was read twice under the rules, and referred to the Committee on Claims.

By Mr. Truehart—

H. B. No. 1039, an Act for the relief of J. D. Powers, of Holmes county;

Which was read twice under the rules, and referred to the Committee on Claims.

And the House went into the Committee of the Whole, to further consider H. B. No. 739, an Act for the relief of Lott Williams & Son, of Leake county, and after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that it do pass.

The report was received, and the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Brunt, Bryd of Pearl, Boyd of Attala, Boyd of Yazoo, Clover, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Campbell, Crecelius, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Foxworth, Green, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Harrison, Johnson of DeSoto, Kendrick, Leggett, McFarland, McCain, Morgan, Martin, Nathan, Patterson, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Spelman, Shorter, Smothers, Stubbs, Sykes, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, White, Washington, Walker of Monroe and Wynn—65.

NAYS—Messrs. Christmas, Chiles, Chavis, Davis, Gayles, Harris and Jones—7.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 934, an Act to authorize the Circuit Clerk of Jasper county to correct the list of lands forfeited to the State for the non-payment of taxes;

Was called from the hands of the Committee on Ways and Means, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 740, an Act for the relief of the heirs of J. N. Cameron, deceased;

Was called from the hands of the Committee on Claims, read the third time and passed; title standing as stated.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill and resolution, to-wit:

S. B. No. 513, an Act to authorize a settlement between the guardian of Nathaniel H. Harrison, a minor, of Noxubee county, and the estate of E. T. Bush, deceased, and to adjust the amount due said minor from said estate.

S. C. Res. No. 54, to appoint a committee to examine pending bills, and report on same, as also to suggest needed legislation.

Committee on the part of the Senate: Messrs. Sessions, Smith of Claiborne, Gleed and Graham.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 997, an Act to amend an Act to change the boundary lines of Union county, approved April 5, 1874;

Was called from the hands of the Committee on County Affairs.

Mr. Walker, of Monroe, moved to table the bill;

The motion to table prevailed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Clover—

H. J. Res. No. —, authorizing the Secretary of State to have certain records filed and deposited in the archives, and for other purposes;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 529, an Act to incorporate the Brookhaven Male Academical Association, in the county of Lincoln;

Was taken from the Calendar, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The House went into the Committee of the Whole to further consider H. B. No. 741, an Act for the relief of G. W. Mitchell, of Lowndes county, and after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that the bill do pass as amended.

The report was received;

And the bill was considered engrossed, read the third time, and passed by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Byrd of Parl, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cotten, Chiles, Crecelius, Devall, Eckford, Fitzhugh, Feemster, Foxworth, French, Gilmer, Gayles, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Matthews, Martin, McNeese, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Stockstill, Sykes, Simmons, Southworth, Thompson of Lowndes, Tison, Williams, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—66.

NAYS—Mr. Randolph—1.

H. B. No. 455, an Act to legalize the sale of the Poor-house property of Lowndes county;

Was called from the hands of the Committee on Judiciary, read the third time and passed; title standing as stated.

S. B. No. 435½, an Act to authorize the Boards of Supervisors of certain counties in this State to employ prisoners confined in the jails of said counties, at public work, and for other purposes, was called from the Speaker's table, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. French—

H. B. No. 1041, an Act to regulate the salary of the Physician and Clerk of the Penitentiary;

Which was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 837, an Act to legalize the sale of lands for taxes, in the county of Leflore, made in the year 1870, was called from the hands of the Committee on Ways and Means.

By Mr. Randolph—

Amend by adding the following after the word county, in the last line of the first section: "And when said proceeds shall have been paid over to said Collector, it shall be his duty to immediately pay the same over to the Auditor of Public Accounts.

The amendment was adopted, and the bill read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 457, an Act to amend section 2706, of the Revised Code of 1871, in relation to prosecutions for libel.

S. B. No. 615, an Act to authorize the Board of Supervisors of Winston county to levy a special tax to pay certain outstanding school warrants.

S. B. No. 592, an Act for the relief of Dennis Stewart, a citizen of Rankin county, Miss.

H. B. No. 874, an Act for the relief of C. M. and E. T. Gordon, of Yalobusha county, with amendment.

H. B. No. 728, an Act to change time of holding the Circuit Courts in Yalobusha, Montgomery and Carroll counties.

H. B. No. 890, an Act to prohibit the sale of intoxicating liquors within the corporate limits of the town of Raleigh, in Smith county, and within four miles thereof.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

H. B. No. 1002, an Act to restrict official acts of Mayors in certain cities and towns;

Was called from the hands of the Committee on Corporations, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 567, an Act to incorporate the Southern Industrial Works;

Was called from the Committee on Corporations, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 917, an Act amendatory of an Act to amend the laws in relation to registration;

Was called from the Committee on Registration.

Mr. Gill moved to refer the bill to a special committee of five, with leave to report at any time;

Which was carried.

The Chair appointed as such committee, Messrs. Gill, Lynch, Devall, Jones, Rogers of Marshall, Harris and Johnson of De-Soto.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 447, an Act to make warrants receivable for State and county taxes, notwithstanding the objections of His Excellency, the Governor, by the constitutional two-thirds majority.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

On motion of Mr. Williams, the House went into the Committee of the Whole, for the purpose of further considering H. B. No. 953, an Act for the relief of Joshua Phillips, of Marshall county, and H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes;

And after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported H. B. No. 953 back to the House, with the recommendation that the bill do pass.

Also H. B. No. 810, with the recommendation that it do pass, with the accompanying amendment.

Amend section 1, by striking out \$150,000, and inserting \$27,500.

Amend section 4, by striking out \$125,000, and inserting \$20,000; strike out \$30,000 and insert \$15,000.

At 2:25, Mr. Avery moved to take a recess until 4 o'clock;

Which was carried.

#### AFTERNOON SESSION.

House re-assembled at 4 o'clock.

Speaker Shadd in the chair.

Quorum present.

Leave of absence for this evening, was granted to Mr. Edwards.

Mr. Street offered the following amendment to the pending bill, H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes:

*Be it further enacted*, That one-third of all the warrants issued under the provisions of this Act, shall be exchanged for State bonds, in the manner now provided by law; and the Auditor of Public Accounts, in issuing warrants under this Act, shall at each time of issuing, designate on the face of one-third of the amount issued, that they are only received by the State in exchange for bonds; and the person to whom they are issued shall forthwith deposit such warrants with the Treasurer for such exchange.

The amendment was adopted.

The amendments adopted by the Committee of the Whole were adopted by the House.

By Mr. Tison—

*Be it further enacted*, That the duty of the Inspectors of the Penitentiary be hereafter performed by the State Treasurer, Auditor and Secretary of State, without additional compensation over and above the regular salaries connected with their respective offices.

Mr. Clover moved to table the amendment offered by Mr. Tison.

The motion to table the amendment prevailed;

And the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Crecelius, Chavis, Davis, Fitzhugh, French, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McCain, Matthews, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Williams, White, Washington, Walker of Monroe and Mr. Speaker—59.

NAYS—Messrs. Atkins, Akers, Applewhite, Byrd of Pearl, Boyd of Attala, Cook, Campbell, Devall, Eckford, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Leggett, Reese, Spight, Stockstill, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—22.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 953, an Act for the relief of Joshua Phillips, of Marshall county;

Was taken up, and being considered engrossed, was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Applewhite, Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Butkin, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Crecelius, Davis, Devall, Feemster, French, Gill, Green, Gayles, Garrett, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Morgan, Martin, McNeese, Nathan, Patterson, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Street, Spelman, Shorter, Smothers, Stubbs, Sykes, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Williams, White, Washington, Walker of Alcorn, Walker of Monroe and Wynn—70.

NAYS—Messrs. Boyd of Oktibbeha, Chiles, Eckford, Gilmer, Greer, Smith of Tunica, Smith of Jasper and Stockstill—8.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The House went into the Committee of the Whole, for the purpose of considering H. B. No. 510, an Act entitled an Act to amend section 2916 of the Revised Code of 1871, in relation to appropriations to the Universities of Mississippi, and after some time spent therein, the Committee arose and through its chairman, Mr. Champlin, reported progress and asked leave to sit again.

The report was received and agreed to.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, February 23, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 923, an Act in relation to public schools in Monroe county.

H. B. No. 977, an Act to repeal section 2045, of the Revised Code of 1871, which provides for the payment of fifty cents per week to each pupil of the State Normal Schools.

H. B. No. 666, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto.

H. B. No. 971, an Act to repeal an Act to incorporate the Tocopola Academy, in the town of Tocopola, Pontotoc county, and for other purposes.

H. B. No. 864, an Act to further amend an Act to incorporate the town of French Camps, in the county of Choctaw, and for other purposes.

H. B. No. 790, an Act to authorize and require Tippah county to pay over to Union county certain Chickasaw School Funds, to which the latter county is entitled.

H. B. No. 1000, an Act to authorize and require the Auditor of Public Accounts, to issue warrants to certain Chancellors.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

S. B. No. 466, an Act to regulate railroad taxation, was called from the Committee on Ways and Means.

Mr. Packwood moved to amend by striking out \$75 and inserting \$100 per mile.

Mr. Matthews moved to table the amendment;

Which was carried.

The previous question was ordered, and under the operation thereof, the bill was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Chandler, Cotten, Chiles, Crecelius, Davis, Devall, Denson, Fitzhugh, Feemster, Foxworth, Grench, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Landers, Matthews, McCain, Morgan, McNeese, Nathan, Patterson, Peal, Peyton, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Street, Stone, Spelman, Stubbs, Sykes, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn and Wynn—79.

NAYS—Messrs. Boyd of Attala, Cessor, Campbell, Ford, Lynch, Mackey, Martin, Packwood, Shorter, Smothers, Simmons, Walker of Monroe and Mr. Speaker—13.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### EXPLANATORY.

MR. SPEAKER—We vote “no,” because we believe the tax proposed by this bill is too low, as the Constitution declares all property shall be taxed in proportion to its value, and we see no good reason why railroads should be taxed lower than individuals.

G. E. PACKWOOD,

C. H. CAMPBELL,

J. M. BOYD.

Mr. Ford said, in explanation of his vote:

I vote against this bill because the tax imposed by it on railroad property is not equal to the tax imposed on property of individuals, and for the additional reason that the Constitu-

tion does not contemplate the taxation of railroads by a privilege tax. I do not think such a privilege tax was ever levied or proposed in any State, because it is a piece of legislative ingenuity gotten up in the interest of these corporations, as I have reason to believe, and the amount of tax collected therefrom will be less than one-half of the amount that an individual would pay on the same property.

Mr. Nathan introduced H. B. No. 1042, an Act for the relief of the Presbyterian Church, at Aberdeen, Miss.;

Which was read twice under the rules.

Mr. Peyton moved to strike out the second section;

Which was carried.

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Randolph, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

S. B. No. 565, an Act to postpone the collection and settlement of taxes in Warren county.

S. B. No. 504, an Act to amend section 1194 of the Code of 1871, in relation to executors, trustees, etc.

S. B. No. 252, an Act to change the time of holding the Chancery Court in Chickasaw county.

S. B. No. 424, an Act to amend an Act entitled an Act to incorporate the Mississippi San Rafael Mining Company, approved January 18, 1871.

S. B. No. 482, an Act to revive suits at law and in equity.

S. B. No. 509, an Act to incorporate the Mutual Aid and Grange Life Association of Mississippi.

S. B. No. 571, an Act limiting the time for presentation, and providing for the payment of certain Mississippi State bonds.

S. B. No. 443, an Act to repeal the latter part of section 173 of the Code of 1871, in relation to the printing of the Constitution of the State in the public Acts of each session, and for other purposes.

S. B. No. 185, an Act to amend section 1673 of the Revised Code of 1871, so as to require property of certain cities and towns to be assessed separately.

S. B. No. 440, an Act to repeal an Act entitled an Act to provide a Clerk for the office of the Attorney-General of the State of Mississippi.

S. B. No. 542, an Act to legalize the assessment of lands in the county of Bolivar.

S. B. No. 522, an Act in relation to the charter of the Manchester Manufacturing Company, at Corinth, Mississippi.

S. B. No. 423, an Act to remove the disabilities of minority of George S. Inge, of Alcorn county.

S. B. No. 558, an Act to fix the time for holding the Circuit Court in Perry county.

S. J. Res. No. 47, a joint resolution providing for the pay of witnesses summoned to testify before the Judiciary Committee of the Senate, in the matter of J. D. Barton's nomination for the Chancellorship of the Eighth District.

S. B. No. 596, an Act for the relief of the Sheriff of Holmes county.

S. B. No. 484, an Act to confer additional powers on the Holly Springs Transfer Company.

H. B. No. 1037, an Act to repeal an Act entitled an Act to provide for the payment of certain warrants in the Treasury of the Levee Fund of Issaquena county, in this State, published on page 65, of the Acts of 1871, as having been approved by the Governor, December 9, 1870.

H. B. No. 996, an Act to change the time of holding the terms of the Chancery Court of Adams county, in the Eleventh Chancery District, of the State of Mississippi.

H. B. No. 967, an Act to amend an Act to incorporate the Capital State Bank.

H. B. No. 923, an Act in relation to public schools in Monroe county.

H. B. No. 842, an Act to amend the charter of the Wanita Mills, of Lauderdale county.

H. B. No. 987, an Act to revive and make operative the charter of incorporation of the town of Greensboro, Choctaw county.

H. B. No. 986, an Act to authorize the Board of Supervisors of Sumner county to issue bonds for the debt due by said county to the county of Choctaw.

H. B. No. 790, an Act to authorize and require Tippah county to pay over to Union county certain Chickasaw School Funds, to which the latter county is entitled.

H. B. No. 969, an Act to change the names of Walter E. Hawkins and Eddie Hawkins.

H. B. No. 977, an Act to repeal section 2045, of the Revised Code of 1871, which provides for the payment of fifty cents per week to each pupil of the State Normal School.

H. B. No. 971, an Act to repeal an Act to incorporate the Tocopola Academy, in the town of Tocopola, Pontotoc county, and for other purposes.

H. B. No. 666, an Act to amend the charter of the city of Natchez, and the Several Acts amendatory thereto.

H. B. No. 966, an Act to incorporate the Moss Point and Pascagoula Telegraph Company.

H. B. No. 876, an Act to authorize the Secretary of State to furnish a set of Mississippi Reports to the Clerks of the Circuit Courts of Choctaw and Perry counties.

H. B. No. 806, an Act in relation to the Common School Fund.

H. B. No. 864, an Act to further amend an Act to incorporate the town of French Camps, in the county of Choctaw, and for other purposes.

H. B. No. 693, an Act regulating the allowance for the support of prisoners confined in the county jails in this State.

H. B. No. 1000, an Act to authorize the Auditor of Public Accounts to issue warrants to certain Chancellors.

H. B. No. 1029, an Act to make county warrants receivable for taxes in Wilkinson county.

S. B. No. 433, an Act for the relief of Norman Westervelt.

H. J. Res. No. 24, a joint resolution requiring the Treasurers of certain State institutions to deposit all funds now in hand in the State Treasury for inspection.

H. B. No. 848, an Act to regulate the exchange of certificates of indebtedness for warrants, and for other purposes.

The report was received and ordered spread upon the Journal.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 598, an Act to authorize the State Treasurer to assign and transfer to the Greenville, Columbus and Birmingham Railroad Company the indebtedness due the State from the Mississippi Central Railroad Company, the Mississippi and Tennessee Railroad Company, and the Mobile and Ohio Railroad Company.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

H. B. No. 1022, an Act to reduce taxes and enforce prompt settlements and payments by Tax Collectors;

Was called from the Committee on Ways and Means.

Mr. Street moved to amend the bill by striking out the first section;

Which was carried.

Mr. Street moved to amend as follows:

Add, as additional sections, the following:

*Be it further enacted,* That an Act to regulate the exchange of Certificates of Indebtedness for warrants, and for other purposes, that passed the House January 28, 1875, and passed the Senate February 15, 1875, be so modified and amended that the time for paying out Certificates of Indebtedness shall commence on the twenty-seventh of February, 1875, after which no Certificates of Indebtedness shall be received for taxes for the fiscal year 1874. If at any time there should be Certificates of Indebtedness in the Treasury and no currency to pay out with the same under the Act to which this section is an amendment, the Treasurer shall pay to the party

presenting any warrant entitled by reason of its priority to be paid the whole amount of such warrant in Certificates of Indebtedness, if the person so elect.

SECTION —, *Be it further enacted*, That any law requiring persons paying warrants to Collectors, or to other officers, to cancel the same at the time, be, and the same is hereby repealed and any Collector in forwarding warrants to the State Treasurer shall write across the face of each his name and official capacity and date of such writing, and thereafter such warrants shall be receivable only on account of such Collector or officer.

The amendments were adopted.

By Mr. French—

Strike out all in section four which refers to the recommendation of the Board of Supervisors.

The amendment of Mr. French was adopted.

Mr. Sullivan moved to strike out section six of the bill;

Which was carried.

Mr. Ford moved to amend by inserting in section——. “No person shall be appointed to fill the vacancy unless he be a qualified voter of the county.

The amendment was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Mr. Kendrick, at 6:10, moved to adjourn.

Which was lost, by the following vote.

YEAS—Messrs. Akers, Avery, Boyd of Warren, Bufkin, Clover, Cook, Cessor, Chamberlin, Christmas, Chandler, Fitzhugh, Ford, Green, Howard, Kendrick, Lynch, Landers, Morgan, Patterson, Peyton, Rogers of Yalobusha, Randolph, Stockstill, Sullivan, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Wynn and Mr. Speaker—31.

NAYS—Messrs. Atkins, Applewhite, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Caradine, Champlin, Cotten, Chiles, Campbell, Davis, Devall, Denson, Feemster, Foxworth, French, Gill, Gilmer, Gayles, Greer, Graham, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, McCain, Mackey, Matthews, McNeese, Nathan, Packwood, Reese, Rogers of Marshall, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Street, Spelman, Stubbs, Sykes, Simmons, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Walker of Alcorn and Walker of Monroe—50.

Mr. Street moved to return to the regular order of business;

Which was carried.

Mr. Clover, at 6:25 o'clock, moved to adjourn;

Which was lost, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Bufkin, Clover, Cessor, Fitzhugh, Green, Howard, Harrison, Jores, Kendrick, Lynch, Landers, Randolph, Shorter, Smothers, Sullivan, True-

hart, Thompson of Lowndes, Tison, Williams, White and Mr. Speaker—23.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Gayles, Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Johnson of DeSoto, Leggett, McCain, Mackey, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Stubbs, Sykes, Southworth, Thompson of Montgomery, Thompson of Greene, Walker of Alcorn, Walker of Monroe and Wynn—61.

S. C. R. No. 53, in relation to adjournment, was taken up.

Mr. Avery moved to amend by striking out 28th of February and inserting the 4th day of March.

Mr. Walker, of Monroe, moved to table the amendment.

The motion to table the amendment prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Pearl, Byrd of Attala, Boyd of Yazoo, Caradine, Cook, Chamberlin, Christmas, Chandler, Cotten, Campbell, Crecelius, Davis, Devall, Denson, Feemster, Ford, Foxworth, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Kendrick, Leggett, McCain, Mackey, Matthews, Martin, McNeese, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stubbs, Sykes, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—60.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Warren, Clover, Champlin, Cessor, Chiles, Fitzhugh, Howard, Harrison, Johnson of DeSoto, Jones, Lynch, Landers, Morgan, Randolph, Smith of Claiborne, Spelman, Shorter, Smothers, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Mr. Speaker—27.

Mr. Jones, at 6:50, moved to adjourn;

The motion to adjourn was lost by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Warren, Clover, Champlin, Cessor, Christmas, Fitzhugh, Howard, Harrison, Johnson of DeSoto, Jones, Lynch, Landers, Morgan, Nathan, Randolph, Shorter, Smothers, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly and White—27.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Denson, Eckford, Feemster, Ford, Foxworth, Gilmer, Gayles, Garrett,

Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Kendrick, Leggett, McCain, Mackey, Matthews, Martin, McNeese, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—58.

Mr. Walker, of Monroe, moved the previous question on concurrence in S. C. Res. No. 53.

The call for the previous question was sustained;

And under the operation thereof, the Senate resolution was concurred in, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Clover, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Davis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Kendrick, Leggett, Landers, McCain, Mackey, Martin, Matthews, McNeese, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Street, Spelman, Shorter, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Weatherly, Walker of Alcorn, Walker of Monroe and Wynn—66.

NAYS—Messrs. Boyd of Oktibbeha, Boyd of Warren, Cessor, Christmas, Fitzhugh, Howard, Harrison, Johnson of DeSoto, Jones, Lynch, Morgan, Randolph, Smothers, Sykes, Simmons, Truheart, Thompson of Lowndes, Willborn, Williams and Mr. Speaker—19.

Mr. Harris moved to reconsider the vote just taken, and to table the motion to reconsider;

Which was carried.

Mr. Street, at 7 o'clock, moved to adjourn;

Which was lost.

Mr. Jones, at 7:10 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

WEDNESDAY, February 24, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

**PRESENT**—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—109.

**ABSENT**—Messrs. Byrd of Franklin, Monroe, Richards of Yazoo and Shattuck—4.

The rules were suspended and the call of the roll of the counties continued, beginning with Montgomery county.

By general consent, Mr. Hasie introduced the following resolution:

*Resolved*, That the use of this hall be granted to Mrs. Catherine Schertz, Sunday afternoon, for the purpose of giving a religious lecture.

The resolution was adopted.

The House went into the Committee of the Whole to further consider H. B. No. 691, an Act for the relief of B. F. Carr, and after some time spent therein, the Committee arose, and reported the bill back to the House with the recommendation that the bill do pass.

The report was received;

And the amendment reported by the Committee on Claims, on January 26, 1875, was adopted;

And the bill was read the third time and passed, by the following vote:

**YEAS**—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Caradine, Cook, Champlin, Cowart, Chandler, Cotten, Crecelius, Davis, Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Greer, Horton of Calhoun, Howard, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Leggett, Mackey, Morgan, Mosely, Martin, Nathan, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Weatherly, Walker of Alcorn and Wynn—57.

NAYS—Messrs. Christmas, Gayles, Chavis, Handy, Harris, Smothers, Thompson of Lowndes, Washington and Walker of Monroe—9.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 690, an Act for the relief of David Beer, of Montgomery county, was called from the Committee on Claims, and the following amendment reported by the Committee on Claims adopted:

Amend by striking out “\$175 89,” wherever it appears, and insert “\$92 02.”

Mr. Denson moved to amend by adding to section one, the words “out of any moneys not otherwise appropriated.”

The amendment was adopted.

On motion of Mr. Clover, the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, and the bill was considered engrossed, read the third time and passed by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champ-  
lin, Cowart, Chandler, Cotten, Chiles, Crecelius, Chavis, Davis,  
Devall, Denson, Edwards, Fitzhugh, Feemster, Ford, Foxworth,  
Gill, Gilmer, Gregg, Graham, Horton of Calhoun, Horton of  
Pontotoc, Harrison, Hasie, Johnson of Itawamba, Johnson of  
DeSoto, Leggett, Mosely, Martin, Nathan, Palmer, Peal Pey-  
ton, Packwood, Reese, Randolph, Richards of Lowndes, Spight,  
Stevens, Stockstill, Spelman, Stubbs, Simmons, Truehart, Tate,  
Thompson of Montgomery, Tison, Williams, White, Walker of  
Monroe and Wynn—61.

NAYS—Messrs. Brunt, Gayles, Handy, Howard, Kendrick, Lynch, Landers, Matthews, Patterson, Smith of Tunica, Thompson of Lowndes and Washington—12.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee appointed upon H. B. No. 917, an Act amendatory of an Act to amend an Act relating to registra-  
tion, reported thereon, and recommended that the bill do pass,  
with the accompanying amendments:

#### AMENDMENTS.

Amend section two, by striking out in eighth, ninth, and tenth lines, the words, “class one, five days; class two, seven days; class three, nine days; class four, twelve days;” and insert as follows: “class one, seven days; class two, nine days; class three, twelve days; class four, fifteen days; and class five, seventeen days. Adopted.

Amend section three, by striking out the word, "four," in fifth line, and inserting the word, "five." Adopted.

Strike out "three," in eleventh line, and insert the word "five." Adopted.

Strike out the word "five," in twenty-first line, and insert the word "seven." Adopted.

Strike out the word "seven," in thirtieth line, and insert the word, "nine." Adopted.

Strike out the "ten," in the thirty-fifth line, and insert the word "twelve." Adopted.

Place DeSoto, Lowndes, Panola, Monroe and Noxubee counties in the fourth class, striking them out where they appear in third class. Adopted.

Add to the section, the counties of Hills, Marshall and Warren shall constitute the fifth class, and be allowed fifteen days for registration. Adopted.

Strike out Hinds, Marshall and Warren where they appear in the fourth class. Adopted.

Change Jasper, Tippah, Leake, Neshoba, Tishomingo, Newton, Scott, Smith and Simpson from second to first class. Adopted.

SECTION 6. *Be it further enacted*, That the Board of Registrars in each county shall make a new set of poll books, leaving off such names as they have positive and undoubted information are not living within their respective counties.

Mr. Clover moved to strike out all after the word "books," in the third line;

Which was carried.

Mr. Sullivan moved to reconsider the vote whereby certain counties were taken from the second class and placed in the first class.

Mr. Denson moved to table the motion to reconsider;

Which was carried.

Mr. Packwood moved to amend by striking Pike county from the second class and add it to the first class.

Mr. Gill moved to table the amendment;

Which was carried.

SECTION 7. *Be it further enacted*, That the Board of Registrars of any county may, if they deem it necessary for the convenience of citizens desiring to register, open the books for that purpose at other points in their counties than at the Court-house, but in no case shall they fail to have the books actually open for registering the full number of days provided for in this Act; *Provided*, That the books shall be open not less than three consecutive days at the Court-house in each county, and these three shall be the last three days for registration, as provided for in this Act;

Which was adopted.

SEC. —. *Be it further enacted*, That in the county of Washington the Board of Registrars shall meet in Supervisor's District No. 1, three days; in District No. 2, two days; in District

No. 3, five days; in District No. 4, two days; and in District No. 5, three days; and the Board of Supervisors shall designate at what point the Registrars shall register the votes of each district;

Which was adopted.

Mr. Sullivan moved to amend by adding, as an additional section, the following:

*Be it further enacted*, That from and after the passage of this Act, the election shall continue at the county seats of the several counties of this State for two days, instead of one, as now provided by law, and all duly registered voters shall be permitted to vote for all officers at the county seat that they would be entitled to vote for in their respective districts.

Mr. Gill moved that the bill be recommitted to the special committee, with instructions to report at 3:30 o'clock, this afternoon.

Mr. Walker, of Monroe, moved to table the motion to recommit;

Which was lost.

And the motion to recommit prevailed.

H. B. No. 779, an Act to repeal an Act authorizing the Boards of Supervisors to employ an attorney at a stated salary, in so far as the same applies to the counties of Carroll, Montgomery, Neshoba, Scott, and others;

Was called from the hands of the Judiciary Committee.

Mr. Johnson moved to amend by striking DeSoto county out of the bill.

The amendment was adopted;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 513, an Act to authorize the guardian of Nathan H. Harrison, a minor, of Noxubee county, to adjust and settle the amount due said minor from the estate of E. T. Bush, deceased;

Was taken from the Speaker's table, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county;

Was called from the hands of the Committee on Claims, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Chandler introduced H. B. No. 1043, an Act for the relief of E. T. and A. H. Bush, administrators of the estate of E. T. Bush, deceased;

Which was read twice under the rules, and the House went into the Committee of the Whole, to further consider the bill;

And after some time spent therein, the Committee arose, and

through its chairman, Mr. Gill, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received.

Mr. Street moved to amend by adding after the word "dollars," "less five per cent. Tax Collector's commissions, which the said Tax Collector is hereby required to refund."

The amendment was adopted;

And the bill passed, by the following vote:

YEAS—Messrs. Byrd of Pearl, Boyd of Attala, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Chrismas, Cowart, Chandler, Cotten, Clemens, Crecelius, Devall, Denson, Edwards, Fitzhugh, Feenster, Ford, French, Gill, Gilmer, Garrett, Graham, Horton of Calhoun, Horton of Pontotoc, Harrison, Hasie, Johnson of DeSoto, Jones, Leggett, Landers, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Packwood, Reese, Rogers of Yalobusha, Randolph, Spight, Stevens, Spelman, Stubbs, Sykes, Southworth, Truchart, Tate, Thompson of Lowndes, Tison, Williams, White, Washington, Walker of Alcorn, Walker of Monroe and Wynn—76.

NAYS—Messrs. Boyd of Oktibbeha, Cessor, Chavis, Handy, Howard, Harris, Peyton, Smith of Tunica, Smith of Claiborne, Smothers and Weatherly—11.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 24, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House, without his signature:

H. B. No. 806, an Act in relation to the common school fund, and to transmit the inclosed communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

Mr. Boyd, of Oktibbeha, introduced H. B. No. 1044, an Act to amend an Act entitled an Act to revive certain stock laws, so far as the same relates to the county of Lowndes, approved December 19, 1874;

Which was read three several times under the rules, and passed; title standing as steted.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 539, an Act to be entitled an Act to change the boundary lines of the counties of Sumner, Choctaw and Winston, and for other purposes;

Was taken from the Speaker's table, and referred to a special committee composed of members from the counties affected by the bill.

## REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills reported as correctly examined the following bills, to-wit:

House Bills Nos. 810, 953, 740, 739, 934, 1002, 1024, 455, Senate Bills Nos. 529, 566, 455, S. C. Res. No. 53, H. J. Res. No. 30.

Respectfully,

W. H. JONES,  
*Chairman.*

The report was received and ordered spread upon the Journal.

S. B. No. 598, an Act to authorize the State Treasurer to assign and transfer to the Greenville, Columbus and Birmingham Railroad Company, the indebtedness due the State from the Mississippi Central, etc.;

Was called from the Speaker's table, read twice under the rules, and referred to the Committee on Ways and Means.

## REPORT OF THE COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means reported upon S. B. No. 560, an Act to secure judgment creditors of certain insurance companies, and reported as a substitute therefor, H. B. No. 1045, an Act to amend section 2450 of the Revised Code of 1871, in relation to judgments against certain insurance companies.

The substitute was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 560, was indefinitely postponed.

## MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has failed to pass the following resolution, to-wit:

H. J. Res. No. 27, a joint resolution in relation to an amendment to the Constitution of the State of Mississippi, providing biennial sessions of the Legislature.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 581, a bill to be entitled an Act to amend the charter of the Mississippi and Tennessee Railroad Company, and for other purposes.

H. B. No. 882, an Act to change the time of holding the Circuit Court in the counties of Jefferson and Simpson, in the Fifth Judicial District, with amendment.

H. B. No. 1008, an Act to incorporate the town of Sallis, in the county of Attala.

H. B. No. 861, an Act to amend an Act incorporating the town of Lexington, in the county of Holmes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed substitutes for the following entitled bills, to-wit:

H. B. No. 845, an Act to amend chapter 49 of Acts of 1874, it being an Act entitled an Act to regulate legal advertising in the several Judicial Districts in the State of Mississippi, and for other purposes, as respects Winston county.

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

The House went into the Committee of the Whole, to further consider S. B. No. 556, an Act to provide for the better security of public funds in the State Treasury, and after some time spent therein, the Committee, through its chairman, Mr. Sullivan, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, and the bill was read a third time, and passed; by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Cessor, Chamberlin, Christmas, Cowart, Chandler, Clemens, Chiles, Crecelius, Devall, Eckford, Edwards, Fitzhugh, Ford, Foxworth, Gill, Gilmer, Gayles, Garrett, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Kendrick, Leggett, Lynch, Landers, Mackey, Matthews, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Street, Smothers, Stubbs, Sullivan, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Walker of Monroe and Wynn—70.

NAYS—None.

S. B. No. 394, an Act to provide for the conveying of convicts to the Penitentiary;

Was called from the hands of the Committee on Ways and Means, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Clover introduced H. B. No. 1046, an Act making an appropriation to pay for a safe furnished the Auditor of Public Accounts;

Which was read twice under the rules, and the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the Committee arose, and through its Chairman, Mr. Clover, reported the bill back to the House with the recommendation that it do pass.

The report was received, and the bill was read the third time and passed, by the following vote:

YEAS—Messrs. Akers, Avery, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Crecelius, Devall, Denson, Eckford, Edwards, Fitzhugh, Ford, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Landers, McCain, Morgan, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Smothers, Stubbs, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Walker of Monroe and Wynn--68.

NAYS—Mr. Mosely—1.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills have examined and found correctly engrossed, S. B. No. 435½.

Respectfully,

J. M. WALKER,

*Chairman pro tem.*

Mr. Foxworth introduced H. B. No 1047, an Act to amend an Act to prohibit the sale of vinous, spirituous and malt liquors within three miles of China Grove Church, Pike county, approved March 11, 1873;

Which was read three several times, under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 460, an Act to change and fix the time of holding the holding the Circuit Courts in the Eighth Judicial District, was called from the Special Committee.

Mr. Cook moved to amend as follows:

In first section strike out the words "first day of June, 1874," and insert in lieu thereof the words "thirty-first day of December, 1875.

Mr. Stevens moved to table the amendment;

Which was carried;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 845, an Act to amend chapter 49, of Acts of 1874, it being an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi.

Mr. Street moved to concur in Senate amendment.

Mr. Gill moved to refer to the Committee on Printing.

Mr. Street moved to table the motion to refer;

Which was lost.

Mr. Walker, of Monroe, moved the previous question;

And under the operation thereof the bill was referred to the Committee on Printing.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 24, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House of Representatives that he has approved the following entitled bills, to-wit:

H. B. No. 1037, an Act to repeal an Act entitled an Act to provide for the payment of certain warrants on the Treasurer of the Levee Fund of Issaquena county, in this State, published on page 65, of the Acts of 1871, as having been approved by the Governor, December 7, 1870.

H. B. No. 986, an Act to authorize the Board of Supervisors of Sumner county to issue bonds for the debt due by said county to the county of Choctaw.

H. B. No. 996, an Act to change the time of holding the terms of the Chancery Court of Adams county, in the 18th Chancery District of the State of Mississippi.

H. B. No. 842, an Act to amend the charter of the Wanita Mills, of Lauderdale county.

H. B. No. 693, an Act regulating the allowance for the support of prisoners confined in the county jails of this State.

H. B. No. 987, an Act to revive and to make operative the charter of incorporation of the town of Greensboro, in Choctaw county, in the State of Mississippi, as approved by the Governor of this State, November 13, 1858. and the amendments to the charter of incorporation of the town of Greensboro, in the county of Choctaw, in the State of Mississippi, approved by the Governor, November 11, 1859.

H. B. No. 876, an Act to authorize the Secretary of State to furnish a set of Mississippi Reports to the Clerks of the Circuit Courts of the counties of Choctaw and Perry.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

At 1:50 Mr. Sullivan moved that the House take a recess until 4 o'clock.

The motion prevailed.

## AFTERNOON SESSION.

The House re-assembled at 4 o'clock, P. M.  
 Speaker Shadd in the chair.  
 Quorum present.

## REPORT OF SPECIAL COMMITTEE.

The Special Committee appointed upon H. B. No. 917, an Act amendatory of an Act to amend an Act relative to registration, reported the bill, recommending its passage with the accompanying amendments:

Amend section 4 by striking out the words, "Boards of Supervisors," and inserting the words, "Boards of Registrars;" and add to same section this further proviso:

*And provided further*, That registrars shall receive compensation for the number of days fixed by this Act and no more.

The amendments were adopted.

Mr. Clover moved to refer the bill to a Special Committee of three with leave to report at any time.

The motion prevailed;

And the chair appointed as such Special Committee, Messrs. Gill, Street and Edwards.

H. B. No. 941, an Act to facilitate the construction of telegraph lines in the State of Mississippi, was called from the Committee on Corporations.

The Committee offered the following amendment to the bill:

Amend first section, by adding this proviso:

*Provided*, Such telegraph company shall pay privilege tax as now is or may hereafter be required by the laws of this State, and shall acquire the right of way for such telegraph line by contract or by appropriation as is hereinafter provided.

Amend by adding this section:

SECTION 19. *Be it further enacted*, That such telegraph company shall have an agent in each county through which such telegraph line shall be erected, upon whom all process from any of the Courts of this State may be executed for any cause of action which may accrue to any person for any breach of contract or action *ex delicto* or wrong committed by said company or its authorized agents.

Amend last section by numbering section 20.

The amendment was adopted.

And the bill was read the third time and passed; title standing as stated.

H. B. No. 943, an Act to provide for the equitable distribution of the school fund in Prentiss county, was called from the Committee on Education.

Mr. Street moved to amend by substitute, and the bill and substitute thereto were referred to the Committee on Education, with leave to report at any time.

H. B. No. 965, an Act to provide a remedy by attachment against ships, steamboats, and other water craft, was called from the Committee on Judiciary, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Packwood introduced H. B. No. 1048, an Act to extend the limits of the town of Summit, Pike county, Mississippi;

Which was read three several times under the rules and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 968, an Act to provide for the immediate establishment of a Female Normal School at Fayette, in Jefferson county, was called from the Special Committee.

Mr. Champlin moved to amend by inserting at the end of section 12, "out of any moneys not otherwise appropriated."

The amendment was adopted, and the bill lies over.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has rejected

H. B. No. 762, an Act to establish a Metropolitan Police Force, and provide for the government of the same.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 620, a bill to be entitled an Act to reduce the tax of one cent a pound on cotton, and ten cents an acre on land, in the counties of Bolivar, Washington and Issaquena.

S. B. No. 624, in relation to the destruction of certain uncurrent funds in the State Treasury, and for other purposes.

S. B. No. 610, an Act to repeal certain provisions of an Act entitled an Act to extend the corporate limits of the city of Natchez, and for other purposes, approved April 17, 1871.

S. B. No. 617, an Act to change the time for holding the Circuit Court of Winston county, in the Seventh Judicial District.

S. J. Res. No. 56, in relation to Levee Districts Nos. 1 and 2.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. McFarland introduced H. B. No. 1049, an Act entitled an Act to reduce the 5 per cent. liquidating levee debt.

Mr. Jones moved to refer to the Special Committee on Levee Matters.

Mr. Avery moved to amend by referring to a special committee of eleven, composed of one from each county comprising the Levee Districts.

Mr. Jones moved to table the amendment offered by Mr. Avery.

The motion to table did not prevail;

And the motion made by Mr. Avery was adopted, and the committee was instructed to report at any time after the call of the roll of the counties was completed.

H. B. No. 817, an Act to amend an Act entitled an Act to amend the exemption laws of this State, approved March 30, 1870;

Was called from the Judiciary Committee.

Mr. Packwood moved that the bill be read the third time and placed on its final passage.

Mr. Gayles moved to table the bill.

The motion to table was lost, by the following vote:

YEAS—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Caradine, Cessor, Cotten, Clemens, Chiles, Davis, Edwards, Fitzhugh, Gayles, Hicks, Howard, Harrison, Johnson of DeSoto, Jones, Landers, McFarland, McCain, Nathan, Patterson, Palmer, Randolph, Smith of Claiborne, Shorter, Sykes, Simmons, Truehart, Thompson of Lowndes, Weatherly and White—32.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Bufkin, Clover, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Ford, Foxworth, French, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hasie, Harris, Johnson of Itawamba, Kendrick, Leggett, Lynch, Morgan, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Washington, Walker of Alcorn, Walker of Monroe, Wynn—64.

Mr. Clover moved the previous question on the passage of the bill.

The call was sustained, and under the operation thereof the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 249, a bill to be entitled an Act to incorporate the Huntington Camp Ground Association.

S. B. No. 569, an Act entitled an Act to amend the first section of chapter 1 of the Act approved March 21, 1874, so far as the same repeals the appropriation to Pascagoula Harbor.

S. B. No. 618, an Act to regulate legal publication in the First Judicial District.

S. B. No. 619, a bill to be entitled an Act to relieve F. C. Harrington, of Amite county, of the legal disabilities of minority.

S. B. No. 622, an Act to prevent minors or other persons unlawfully clinging to locomotive engines or cars.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF SPECIAL COMMITTEE.

The Special Committee, to whom was referred H. B. No. 907, reported the bill, recommending its passage, with the following amendment, viz.:

*Be it further enacted*, That both political parties shall be represented on the Board of Registrars, and when such Registrars are to be appointed, persons representing and belonging to either political party may furnish the Board of Commissioners, authorized by law to appoint said Registrars, with a list of twenty names of the political party to which such persons belong, (such list to be endorsed by at least fifty qualified voters of such party), and the said Board of Commissioners shall appoint a Registrar from the list so furnished, to represent the political party aforesaid, and said Registrar, when so appointed, shall have the right to appoint one Commissioner of Election for each polling-place in the county. If such Registrars are appointed without any opportunity having been given for the above proceedings, such application and recommendation may be made to the Circuit Judge, within ten days after such appointment is made public, when it shall be his duty to remove the Registrar appointed to represent the political party to which said fifty petitioners belong, and to appoint one from the lists of twenty furnished under the provisions of this section, and whenever any such appointment shall be made in accordance with the provisions of this section, it shall be final, unless such person appointed refuse to serve, when such list shall be made complete as at first, and another appointment made therefrom.

Mr. Wellborn moved to table the amendment;

Which was lost;

And the amendment was adopted, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Boyd of Warren, Buffkin, Clover, Caradine, Cook, Champlin, Chamberlin, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Edwards, Feemster, Ford, Foxworth, French, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Matthews, Morgan, McNeese, Peal, Peyton,

*yeas 40 votes - yes*

Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Jasper, Stockstill, Street, Spelman, Stubbs, Southworth, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn--67.

NAYS--Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Cessor, Davis, Fitzhugh, Gill, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Mosely, Nathan, Patterson, Randolph, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe--32.

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 457, an Act to amend section 2760 of the Revised Code of 1871;

Was called from the Speaker's table, read twice under the rules, and referred to the Committee on Judiciary.

S. J. Res. No. 56, in relation to investigating the Levee Districts Nos. 1 and 2;

Was taken from the Speaker's table, and read twice.

Mr. Champlin moved to fill the blank with three.

Mr. Street moved to amend by inserting after the word "three," "members living outside of the Levee Districts."

Mr. Gayles moved to table the amendment offered by Mr. Street;

The motion did not prevail;

And the bill was referred to the Committee of the Whole.

Committee appointed on H. B. No. 1049: Messrs. Avery, Jones, Morgan, Brunt, Tate, Johnson of DeSoto, Monroe, Randolph, Boyd of Yazoo, Gayles and Smith.

At 6:35 o'clock, Mr. Hasie moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives,*

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THURSDAY, February 25, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Johnson, of DeSoto.

Roll call:

PRESENT--Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chan-

dler, Cotten, Clemens, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Stevens, Smith of Tunica Smith of Claiborne, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—106.

ABSENT—Messrs. Byrd of Franklin, Chiles, Horton of Calhoun, Mosely, Martin, Shattuck, Smith of Jasper, Thompson of Montgomery—7.

#### REPORT OF COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means, to whom was referred S. B. No. 598, an Act to authorize the State Treasurer to assign to Greenville, Columbus and Birmingham Railroad Company the indebtedness due the State from the Mississippi Central, the Mississippi and Tennessee, and the Mobile and Ohio Railroad Companies, reported the bill with the recommendation that the bill do pass with the accompanying amendment:

Amend by inserting after the word "road," in the 34th line, the following:

"With its franchises, privileges, right of way, rolling stock, side tracks, depots, and all and every appurtenance thereunto belonging."

The report was received;

And the amendment was adopted.

Mr. Spight moved to indefinitely postpone the bill.

Mr. Cessor moved to table the motion to indefinitely postpone.

The motion to table prevailed.

Mr. Avery moved that the bill be read the third time and placed on its final passage, and on that moved the previous question.

The call for the previous question was sustained;

And under the operation thereof, the bill passed by the following vote; title standing as read:

YEAS—Messrs. Akers, Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Clemens, Chiles, Davis, Edwards, Fitzhugh, French, Green, Gayles, Horton of Pontotoc, Handy, Hicks, Howard,

Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Patterson, Randolph, Richards of Lowndes, Smith of Tunica, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Lowndes, Willborn, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—57.

NAYS—Messrs. Boyd of Attala, Bufkin, Cook, Chamberlin, Christmas, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Leggett, Mosely, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Tison, Williams, Walker of Alcorn and Wynn—37.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills have examined and found correctly engrossed, S. B. No. 394 and H. B. No. 1043, 1044, 1045, 741, 965, 1042, 817, 1047.

Respectfully,

A. W. CHAMBERLIN,  
*Chairman pro tem.*

The report was received and ordered spread upon the Journal.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they have examined, found correctly enrolled, and this day presented to His Excellency, the Governor, for his signature, the following entitled bills, to-wit:

H. B. No. 848, an Act to regulate the exchange of Certificates of Indebtedness for warrants, and for other purposes.

H. J. Res. No. 24, a Joint Resolution requiring the Treasurers of certain State Institutions to deposit all funds now on hand in the State Treasury for inspection.

S. B. No. 484, an Act to confer additional powers upon the Holly Springs Transfer Company.

S. B. No. 81, an Act for the relief of Count Wallace, of Jefferson county.

S. B. No. 572, an Act in relation to sale of lands for partition.

S. B. No. 513, an Act to authorize a settlement between the guardian of Nathaniel Harrison, a minor of Noxubee county, and the estate of E. T. Bush, deceased, and to adjust the amount due said minor from said estate.

S. B. No. 566, an Act to regulate railroad taxation.

S. B. No. 389, an Act to amend chapter 46, of the Revised Code of 1871, in relation to State militia, and for other purposes.

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 914, an Act to amend and reduce into one, the several charters and Acts incorporating the town of Kosciusko, in the county of Attala, and the several Acts amendatory thereto.

H. B. No. 905, an Act to amend an Act for the regulation, control and support of the State Penitentiary.

H. B. No. 890, an Act to prohibit the sale of intoxicating liquors within the corporate limits of the town of Raleigh, in Smith county, and within four miles thereof.

H. B. No. 660, an Act to secure a more speedy trial of the writs of mandamus and prohibition in certain cases.

H. B. No. 669, an Act to permanently locate the seat of justice of Choctaw county.

H. B. No. 787, substitute for H. B. No. 648, in relation to the legal rate of interest.

H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha, Montgomery and Carroll counties.

H. B. No. 709, an Act to empower the Chancery Court of Lafayette county to authorize the private sale of the lands of Sidney Smith, a lunatic.

H. B. No. 146, an Act to incorporate the town of Spring Dale, in the county of Lafayette, in this State.

H. B. No. 595, an Act to amend an Act entitled an Act to incorporate McComb City, in the county of Pike.

H. B. No. 141, an Act to change the name of the city of Shieldsboro, and to amend the Act incorporating the same.

The report was received and ordered spread on the Journal.

## MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 616, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salaries of public officers.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled resolution, to-wit:

S. C. Res. No. 55, rescinding the time for adjournment.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Stubbs introduced H. B. No. 1050, an Act to be entitled an Act to repeal section 1788 of the Revised Code of 1871, and amend section 1948 of the same, in relation to the rights of widows.

Mr. Spight moved to refer to a special committee of five, with leave to report at any time.

The motion prevailed;

And the Chair appointed as such special committee, Messrs. Spight, Clover, Rogers of Yalobusha, Gill and Ford.

S. B. No. 581, an Act to amend the charter of the Mississippi and Tennessee Railroad, and for other purposes;

Was taken up, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 816, an Act for the protection of owners of land in this State.

Mr. Clover offered the following amendment to the bill:

Amend section 2, by striking out all after the word "liens," and inserting the following: "*Provided*, That said liens shall be recorded as now provided by law."

Mr. Handy moved to table the bill and amendment.

The motion to table prevailed, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Chandler, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Fitzhugh, Ford, French, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White Washington and Walker of Monroe—57.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Campbell, Crecelius, Devall, Feemster, Foxworth, Gilmer, Garrett, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—40.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 550, an Act to suppress illicit traffic in seed cotton in the counties of Lincoln, Lawrence, Pike and Franklin.

H. B. No. 897, an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of same, and for other purposes, with amendments.

Also, substitute for H. B. No. 1010, an Act to amend section 2267 of the Revised Code of 1871, so far as it applies to Claiborne county, and the town of Port Gibson.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 1:30, Mr. Rogers, of Marshall, moved to adjourn.  
The House adjourned.

### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair

Quorum present.

H. B. No. 988, an Act for the relief of John U. Nelson, of Tishomingo county;

Was called from the hands of the Committee on Ways and Means, considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, February 25, 1875.

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 969, an Act to change the names of Walter E. Hawkins and Eddie Hawkins.

H. B. No. 923, an Act in relation to public schools in Monroe county.

H. B. No. 666, an Act to amend the charter of the city of Natchez, and the several Acts amendatory thereto.

H. B. No. 146, an Act to incorporate the town of Spring Dale, in the county of Lafayette, in this State.

H. B. No. 630, an Act to reduce the tax of one cent a pound on cotton, and ten cents an acre on land in the Levee District composed of the counties Bolivar, Washington and Issaquena.

H. B. No. 914, an Act to amend and reduce into one, the Act incorporating the town of Kosciusko, in the county of Attala, and the several Acts amendatory thereto.

H. B. No. 669, an Act to permanently locate the seat of justice of the county of Choctaw.

H. B. No. 709, an Act to empower the Chancery Court of

Lafayette county, to authorize the private sale of the lands of Sidney Smith, a lunatic, by his guardian.

H. B. No. 728, an Act to change the time of holding the Circuit Courts in Yalobusha and Montgomery and Carroll counties.

H. B. No. 890, an Act to prohibit the sale of intoxicating liquors within the corporate limits of the town of Raleigh, in Smith county, and within four miles thereof.

H. B. No. 595, an Act to amend an Act entitled an Act to incorporate McComb City, in the county of Pike, approved April 5, A. D., 1875.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

H. B. No. 860, an Act to provide for the payment of expenses incurred in suppressing the late disturbances at Austin, Tunica county, Miss., was called from the Committee on Appropriations, and the House resolved itself into the Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that the bill do pass, with the accompanying amendment.

Amend by striking out \$1,525 30, and insert the sum of \$424 50.

The amendment was adopted.

Mr. Street moved to refer the bill to a special committee of three, with instructions to report a bill providing that the county of Tunica pay the same.

Mr. Clover moved to table the motion made by Mr. Street.

The motion to table prevailed;

And the bill was considered engrossed, read the third time, and passed, by the following vote;

YEAS—Messrs. Avery, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Clemens, Davis, Fitzhugh, Ford, French, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Kendrick, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Nathan, Patterson, Palmer, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Stone, Shorter, Smothers, Sykes, Truehart, Tate, Thompson of Lowndes, Williams, Weathrely, White, Walker of Monroe and Mr. Speaker—49.

NAYS—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Christmas, Cowart, Chandler, Cotten, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Martin, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Tison, Washington, Walker of Alcorn and Wynn—44.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 620, an Act to reduce the tax of one cent on cotton and ten cents an acre on land in the counties of Bolivar, Washington and Issaquena.

S. B. No. 567, an Act to incorporate the Southern Industrial Works.

The report was received, and ordered spread upon the Journal.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 497, an Act to declare Mrs. Fannie Tobias, a married woman, a free dealer.

S. B. No. 605, an Act to authorize the Governor to appoint an additional Constable in Supervisors District No. 2, in the county of Grenada.

S. B. No. 380, an Act entitled an Act establishing the fees of certain officers.

H. B. No. 484, an Act to provide for a Road Master in Adams county, with amendments.

H. B. No. 895, an Act to secure to the State of Mississippi certain lands under grants of Congress.

S. B. No. 1030, an Act entitled an Act to incorporate the Farmers', Mechanics' and Laboring Men's Company, and for other purposes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous liquors within the third beat of the Fifth Supervisor's District, of Tate county, with Senate amendment, was taken up.

Mr. Tate moved to refer the bill to the Committee on Ways and Means.

Mr. Grarrett moved to table the motion to refer.

The motion to table did not prevail;

And the bill and amendment were referred to the Committee on Ways and Means.

Mr. Tate introduced H. B. No. 1051, an Act entitled an Act

to change the boundary lines of Tate, DeSoto and Panola counties, and for other purposes;

Which was read the first time, and lies over under the rules.

H. B. No. 815, an Act for the relief of J. Prather, of Union county, was called from the Judiciary Committee, and, on motion of Mr. Stevens, the House resolved itself into the Committee of the Whole to further consider the bill. After some time spent therein the Committee arose, and through its Chairman, Mr. Gill, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received.

Mr. Denson moved to strike out "and directed."

The motion did not prevail;

And the bill was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Champlin, Cessor, Cowart, Cotten, Davis, Edwards, Fitzhugh, Ford, French, Gill, Green, Graham, Handy, Howard, Hasie, Johnson of DeSoto, Lynch, McCain, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Shorter, Sykes, Simmons, Truehart, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn and Wynn—48.

NAYS—Messrs. Archer, Byrd of Pearl, Cook, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Gilmer, Greer, Horton of Calhoun, Reese, Thompson of Lowndes—15.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 1023, an Act for the relief of J. Q. Arnold;

Was called from the Committee on Claims, and the House went into the Committee of the Whole to further consider the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Hasie, reported the bill back to the House, with the recommendation that the bill be referred to a special committee, with instructions to report to-morrow morning.

The report was received and adopted.

The Chair appointed as the special committee therein provided for, Messrs. Denson, French and Patterson.

S. B. No. 53, an Act in relation to the issuance of marriage licenses;

Was called from the Judiciary Committee.

Mr. Avery offered the following amendment:

Amend section 1 by inserting after the word "license," in the seventh line, the words: "Or some other credible persons;" and by striking out all after the word "aforesaid," in the eighteenth line of said section.

The amendment was adopted.

Mr. Avery moved that the bill be read the third time and placed upon its final passage.

Mr. Truehart moved to indefinitely postpone.

Mr. Avery moved to table the motion to indefinitely postpone; Which was carried.

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Hasie introduced H. B. No. 1052, an Act in relation to the public school fund;

Which was read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Edwards called from the Committee of the Whole, H. B. No. 197, an Act for the relief of Thomas G. Douglass.

Mr. Gill moved to amend by adding to the end of section 1, payable out of the Judiciary Fund.

The amendment was adopted;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Shadd introduced H. B. No. 1053, an Act to legalize the excessive issue of warrants on the county Treasury of Warren county;

Which was read twice under the rules.

Mr. Shadd moved that the bill be considered engrossed, read the third time and placed on its final passage.

Mr. Ford moved that the bill be referred to the Judiciary Committee.

Mr. Shadd moved to table the motion to refer to Judiciary Committee;

Which was carried.

Mr. Street offered the following amendment:

*Provided*, That nothing in this Act shall be construed to release any public officer from any criminal action that may have been or may hereafter be brought against such officer for misdemeanor or other crime in office.

The amendment was adopted;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 612, an Act to prohibit the sale of vinous and spirituous liquors within five miles of Shuqualak, in Noxubee county.

S. B. No. 627, an Act to amend an Act to amend the charter of Yazoo City, approved April 5, 1872.

S. J. Res. No. 39, appropriating money to pay the balance of expenses incurred in removing the remains of the late Hon. W. L. Sharkey from Washington City.

S. B. No. 620, an Act entitled an Act to locate the seat of justice in the county of Sumner, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum;

Was called from the hands of the Committee on Humane and Benevolent Institutions, and referred to a special committee of seven, with leave to report at any time.

The Chair appointed Messrs. Archer, Applewhite, Ford, Leggett, Harris, Denson and Chamberlin.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit.:

H. B. No. 1021, an Act supplemental and amendatory of an Act entitled an Act to reduce the salaries of public officers, approved February 18, 1875.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Denson, at 6:20 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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FRIDAY, February 26, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Smothers.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chand-

ler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Byrd of Franklin, Monroe, Richards of Yazoo and Shattuck.

The reading of the Journal of yesterday was dispensed with.

Mr. Avery moved that the Secretary of the Senate be requested to furnish the House with a correctly engrossed copy S. B. No. 450. The motion was adopted.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills have examined and found correctly engrossed, the following House Bills Nos. 691, 690, 837, 831, 1048, 1022.

Respectfully,

A. M. CHAMBERLIN,

*Chairman pro tem.*

The report was received, and ordered spread upon the Journal.

H. B. No. 992, an Act to incorporate the Grayville and Grand Lake Ferry Company;

Was called from the hands of the Committee, on County Affairs, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 603, an Act to prohibit the Board of Supervisors of the counties heretofore embraced in any levee law of this State from assuming or paying indebtedness for levee work;

Was called from the Speaker's table, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The special committee appointed upon H. B. No. 1050, an Act to repeal section 1788 of the Revised Code of 1871, and amend section 1948, of the same, in relation to the rights of widows, reported thereon, and recommended as a substitute for

the bill, H. B. No. 1055, an Act to amend section 1281 of the Revised Code of 1871, in relation to the rights of widows in their deceased husband's estates;

Was read twice under the rules.

Mr. Champlin moved to amend as follows:

*Provided*, That the whole estate is not over the sum of ten thousand dollars, and if over that amount, one-half shall go to the heirs of the husband.

Mr. Ford moved to indefinitely postpone the bill and amendment.

Mr. Feemster moved to table the amendment.

The motion to table prevailed.

Mr. Matthews moved to table the bill.

The motion did not prevail.

Mr. Gill moved to table the motion made by Mr. Ford to indefinitely postpone;

Which was carried.

Mr. Street moved to amend, and, by general consent, he was allowed time to prepare his amendment.

The matter was passed over for the present.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Akers, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor for his signature, the following bill, viz.:

S. B. No. 581, a bill to be entitled an Act to amend the charter of the Mississippi and Tennessee Railroad Company, and for other purposes.

The report was received, and ordered spread upon the Journal.

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills report as examined and found correctly engrossed, the following bills, to-wit:

House Bills, Nos. 860, 968, 1052, 1053 and S. B. No. 197.

Respectfully,

W. H. JONES,  
*Chairman.*

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 664, an Act to repeal sections 3, 4, 5, 6, 7 and 8, of

an Act to amend the charter of the Vicksburg, Pensacola and Ship Island Railroad Company.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 638, an Act in relation to the compromise of debts due the estates of decedents.

S. B. No. 641, an Act to restrict the official acts of the Mayor of Macon, in Noxubee county.

S. B. No. 564, a bill to be entitled An Act to amend section 106, of the Revised Code of 1871, in relation to appointments to office by Governor and State Board of Education.

S. B. No. 634, an Act to incorporate the Yazoo German Benevolent Association, of Yazoo City.

H. B. No. 959, an Act to amend an Act to amend and reduce into one Act incorporating the town of Hazlehurst, Copiah county, and the several Acts amendatory thereto.

H. B. No. 1025, an Act for the relief of W. T. Hewett and T. L. Mellon.

H. B. No. 455, an Act to legalize the sale of the Poor-house property of Lowndes county.

H. B. No. 979, an Act to repeal an Act authorizing the Boards of Supervisors to employ Attorneys at a stated salary, so far as the same applies to the counties of Carroll, Montgomery, Neshoba, Scott and others, with amendments.

H. B. No. 1032, an Act to repeal section 7, of an Act to amend the charter of West Point, approved April 6, 1874.

H. B. No. 1002, an Act to restrict official acts of Mayors in certain cities and towns.

S. B. No. 636, an Act for the relief of certain citizens in the town of Greenville, county of Washington.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—At the request of the House, the Senate directed me to send a correctly engrossed copy of H. B. No. 450, an Act to reduce the salaries of Superintendents of Education in this State, which I herewith submit.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 569, an Act entitled an Act to amend the first section of chapter 1 of the Act approved March 21, 1874, so far as the same repeals the appropriation to Pascagoula Harbor, was called from the Speaker's table, and read twice under the rules.

Mr. Gill moved that the bill be referred to a special committee of five, with leave to report at any time;

Which was lost.

Mr. Rogers, of Yalobusha, moved to reconsider the vote whereby the bill failed to be referred.

Mr. Clover moved to table the motion to reconsider;

Which was lost.

And the bill was referred to the Committee on Ways and Means, with instructions to report to-morrow, at 11 o'clock,

A. M.

#### REPORT OF SPECIAL COMMITTEE.

The Special Committee, to whom was referred S. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum, reported the bill back, with the recommendation that the bill do pass, with the accompanying

#### AMENDMENTS:

Amend by adding at the end of section 4, the following: And the Board of Trustees are directed to require the friends of the inmates at present in the Asylum, to comply with the terms of this Act.

Also add the following proviso: *Provided*, That the property by law exempt from execution and sale, shall also be free from the charge of maintaining such lunatic or insane person, while confined in such Asylum.

The amendments were adopted, and the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Street offered the following amendment to H. B. No. 1050:

Strike out all after the enacting clause and insert the following:

SECTION 1. That section 1281, Revised Code of 1871, be and the same is hereby amended as follows:

Strike out all after the word "pertaining," in the nineteenth line, to and including the word "simple," in the twenty-second line.

SEC. 2. *Be it further enacted*, That section 1948, Revised Code of 1871, shall not be so construed as to deprive any widow of the right provided in section 1788 of said Code.

SEC. 3. *Be it further enacted*, That this Act take effect and be in force from and after its passage.

The amendment was adopted;

And the bill passed; title standing, an Act to amend section 1281, and to construe section 1948, of the Revised Code of 1871, in relation to the rights of widows in the deceased husband's estates.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 879, an Act to provide for the payment of a lawyer's fee to Shelton & Shelton;

Was called from the Committee on Appropriations, and the House resolved itself into the Committee of the Whole for the purpose of further considering the bill; after some time spent therein the Committee arose, and through its chairman, Mr. French, reported the bill back to the House with the recommendation that the bill do pass.

The report was received;

And the bill was considered engrossed, read the third time and passed, by the following vote; title standing as stated.

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Bufkin, Clover, Cook, Champlin, Chamberlain, Cowart, Chandler, Cotten, Davis, Devall, Eckford, Fitzhugh, Feemster, Ford, Foxworth, French, Gilmer, Green, Handy, Howard, Harrison, Basie, Harris, Johnson of DeSoto, Matthews, Nathan, Patterson, Peal, Peyton, Packwood, Randolph, Richards of Lowndes, Smith of Tunica, Stockstill, Stone, Shorter, Stubbs, Southworth, Truehart, Thompson of Lowndes, Thompson of Greene, Willborn, Williams, Weatherly, White, Washington, Walker of Monroe and Mr. Speaker—51.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Yazoo, Christmas, Crecelius, Chavis, Greer, Graham, Horton of Calhoun, Reese, Rogers of Yalobusha, Spight, Thompson of Montgomery, Tison and Walker of Alcorn—18.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MR. SPEAKER—We vote "no" because we are unwilling to pay \$500 for the privilege of giving away \$13,000.

SPIGHT,

THOMPSON, of Montgomery.

H. B. No. 819, an Act to repeal an Act entitled an Act to create an additional county in the State, to be called Sumner, and to change the boundary lines of Choctaw county;

Was called from the Calendar.

Mr. Graham moved that the bill be considered engrossed, read the third time and placed upon its final passage.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, viz.:

H. B. No. 887, to abate taxes held prior to 1874 on certain lands held for taxes, and restore nullified resources to purposes of current revenues and expenditures.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 1:40 o'clock, Mr. Jones moved to adjourn. The House adjourned.

### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

The pending motion being to consider H. B. No. 819 engrossed and read the third time, with a view to its final passage—

Mr. Atkins moved to indefinitely postpone the bill.

The motion prevailed, and the bill was indefinitely postponed.

### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, February 26, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 660, an Act to secure a more speedy trial of the writs of mandamus prohibition in certain cases.

H. B. No. 787, an Act to repeal an Act to establish the legal and conventional rate of interest, approved March 12, 1873.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

H. B. No. 874, an Act for the relief of C. M. and E. T. Gordon, of Yalobusha county;

Was taken from the Speaker's table, and the Senate amendment concurred in.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 627, an Act to amend an Act to amend the charter of Yazoo City, approved April 5, 1872;

Was taken from the Speaker's table, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 634, an Act to incorporate the German Benevolent Association, of Yazoo city;

Was taken from the Speaker's table, read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Ford introduced H. B. No. 1056, an Act to authorize the city of Meridian to have the use of the jail of Lauderdale county;

Which was read three several times and passed; title standing as stated.

Mr. Smothers, from the Committee on Contingent Expenses, reported H. B. No. 1038, an Act making an appropriation to meet the expenses of the Sergeant-at-Arms of the House, with the recommendation that the bill do pass.

The report was received, and the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the Committee arose, and reported the bill back to the House, with the recommendation that the bill do pass.

The report was received.

Mr. Rogers, of Yalobusha, offered the following amendment: Strike out "\$2,312 00," and insert "\$2,281 51."

Mr. Hasie moved that the bill be recommitted to the Committee on Contingent Expenses.

Mr. Street moved to amend by instructing the Committee to report a bill appropriating the amount overdrawn to the members so overdrawing.

Mr. Clover moved to table the motion to refer;

Which was carried;

And the amendment was adopted.

Mr. Clover moved that the bill be considered engrossed, read the third time and placed on its final passage.

Mr. Avery moved the previous question.

The call for the previous question was sustained, and under the operation thereof, the bill passed by the following vote:

YEAS—Messrs. Akers, Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Cowart, Chandler, Chiles, Crecelius, Davis, Devall, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Green, Gayles, Garrett, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Jasper, Stockstill, Stone, Shorter, Stubbs, Sykes, Simmons, Sullivan, Truehart, Southworth, Tate, Thompson of Greene, Willborn, Williams, White and Washington—78.

NAYS—Messrs. Christmas, Eckford, Gill, McNeese, Reese, Spight, Smith of Claiborne, Street, Tison and Walker of Monroe—11.

Title standing as stated.

#### REPORT OF THE COMMITTEE ON CONTINGENT EXPENSES.

The Committee on Contingent Expenses would most respectfully report to the House, that after a careful examination of the accounts of George B. Pease, Sergeant-at-Arms, as per

vouchers exhibited, that we find the sum of \$2,281 51 as the amount purchased by him, and do hereby recommend that his bill for that amount be allowed. Enclosed find vouchers of expenses. We would also state that in justice to Mr. Pease, we find that in the discharge of his duties, he has at all times conducted himself impartially and honestly in the various transactions of his office.

Respectfully,

J. SMOTHERS,  
*Chairman.*

The report was received and ordered spread upon the Journal.

#### INTRODUCTION OF A RESOLUTION.

Mr. Avery offered the following resolution:

*Resolved*, That the Sergeant-at-Arms be authorized to issue to those members not having drawn an amount of three dollars' worth, enough stationery to make up that amount, and that no more be issued for the use of the members this session, except by order of the House.

The resolution was adopted.

H. B. No. 916, an Act for the relief of J. J. Saucier, Sheriff of Hancock county;

Was taken up, and the House went into the Committee of the Whole to further consider the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Clover, reported a substitute for the bill, and recommended that the substitute be adopted.

The report was received, amendment adopted, and the bill considered engrossed, read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Yazoo, Bufkin, Clover, Cook, Champlin, Chamberlin, Cowart, Chandler, Clemens, Crecelius, Davis, Devall, Eckford, Fitzhugh, Feemster, Ford, Gill, Green, Garrett, Greer, Graham, Horton of Pontotoc, Handy, Howard, Harrison, Hasie, Johnson of DeSoto, Martin, McNeese, Nathan, Patterson, Palmer, Packwood, Randolph, Richards of Lowndes, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Stone, Shorter, Stubbs, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Weatherly, White, Washington and Mr. Speaker—60.

NAYS—Messrs. Caradine, Christmas, Chiles, Gayles, Harris, Jones, McCain, Smith of Claiborne and Walker of Monroe—9.

S. B. No. 496, an Act to provide for granting leave of absence from the State to Judges of the Supreme Court;

Was taken from the Calendar, considered engrossed, and passed; title standing as stated.

Mr. Hasie gave notice that he would join others in a protest to the passage of H. B. No. 1038.

S. B. No. 506, an Act to amend section 17, of an Act to amend the laws of the State in relation to public education.

Mr. Gilmer moved to amend by adding to section 1:

*Provided*, That nothing in this Act shall prohibit the Boards of Supervisors of the several counties from levying an additional tax to meet all deficits that may occur in the Teacher's Fund. But on the other hand, the various Boards of Supervisors are hereby authorized and required to make all such levies.

The amendment was adopted.

Mr. Gill moved to amend the bill by striking out "two mills," and inserting "three mills;"

Mr. Hasie moved to lay the bill on the table.

Lost by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Caradine, Cessor, Christmas,\* Cotten, Clemens, Chiles, Chavis, Fitzhugh, Gill, Green, Gayles, Handy, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, Matthews, Morgan, McNeese, Nathan, Patterson, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Shorter, Sykes, Simmons, Truehart, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—46.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Byrd of Pearl, Boyd of Attala, Clover, Cook, Champlin, Chamberlin, Cowart, Chandler, Crecelius, Davis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, French, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Johnson of Itawamba, Leggett, McCain, Mackey, Martin, Palmer, Peal, Packwood, Reese, Spight, Stevens, Smith of Jasper, Stockstill, Street, Stone, Stubbs, Southworth, Tate, Thompson of Montgomery, Thompson of Greene, Tison and Walker of Alcorn—49.

Mr. Hasie moved to refer the bill to a special committee of three.

Mr. Avery moved to table the motion made by Mr. Hasie.

The motion to table prevailed.

Mr. Hasie moved to recommit the bill to the Committee on Education.

Mr. Street moved to table the motion to recommit.

The motion prevailed.

Mr. Street moved that the bill be considered engrossed, read the third time and placed on its final passage.

The motion prevailed;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, February 24, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 905, an Act to amend an Act for the regulation, control and support of the Penitentiary, approved March 28, 1872.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

H. B. No. 927, an Act for the relief of Mrs. Massey Anderson, of Copiah county;

Was called from the Committee on Claims;

And the House went into the Committee of the Whole for the purpose of further considering the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Sullivan, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received;

And the bill was read the third time and passed; title standing as read.

The following was the vote:

YEAS—Messrs. Atkins, Avery, Archer, Brunt, Boyd of Yazoo, Bufkin, Clover, Cook, Champlin, Chamberlin, Cowart, Cotten, Clemens, Crecelius, Davis, Devall, Ford, Foxworth, French, Gill, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Lynch, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Palmer, Peal, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Stockstill, Stone, Stubbs, Simmons, Sullivan, Southworth, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Weatherly, Washington and Wynn—67.

NAYS—Messrs. Boyd of Oktibbeha, Rogers of Marshall, Sykes, Williams and Walker of Alcorn—5.

S. C. R. No. 55, rescinding the time for adjournment;

Was taken up and concurred in.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

S. B. No. 550, an Act to suppress illicit traffic in seed cotton in the counties of Lincoln, Lawrence, Pike and Franklin;

Was taken from the Speaker's table.

Mr. Willborn moved to indefinitely postpone.

Mr. Applewhite moved to table the motion to indefinitely postpone;

Which was lost;

And the motion to indefinitely postpone was lost.

Mr. Peal, at 6:20 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

SATURDAY, February 27, 1875.

House met pursuant to adjournment.

Speaker Shadd in'the chair.

Prayer by Rev. Mr. Thompson, of Montgomery.

Roll call:

PRESENT.—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Byrd of Pearl, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devail, Denson, Eckford, Edwards, Fitzhugh, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Southworth, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Washington, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—110.

ABSENT.—Messrs. Byrd of Franklin, Monroe, Richards of Yazoo and Shattuck—4.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Smith, of Tunica, for one day, on account of sickness.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Hasie—

*Resolved by the House, (the Senate concurring), That the Speaker of the House and the President of the Senate adjourn their respective Houses sine die, on Thursday, March 4, at 12 o'clock, m.*

The resolution did not prevail.

S. B. No. 550, an Act to suppress illicit traffic in seed cotton in the counties of Lincoln, Lawrence, Pike and Franklin;

Being unfinished business, was taken up.

Mr. Gill offered the following amendment:

Insert "In the night," after the word "elsewhere," in the first section.

Mr. Cessor moved to refer the bill and amendment to a special committee of five, with leave to report at any time.

The motion to refer prevailed.

## REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills have examined and found correctly engrossed, House Bills Nos. 1056, 1038, 916, 1050, 902.

Respectfully,

A. M. CHAMBERLIN,  
*Chairman pro tem.*

The report was received and ordered spread upon the Journal.

The Special Committee on H. B. No. 1023, an Act for the relief of J. Q. Arnold, reported favorably upon the bill, and the House went into the Committee of the Whole, for the further consideration of the bill, and after some time spent therein, the committee arose and through its chairman, Mr. Hasie, reported the bill back to the House with the recommendation that it do pass.

The report was received;

And the bill being considered engrossed, was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Brunt, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Chamberlin, Cowart, Cotten, Clemens, Chiles, Crecelius, Davis, Devall, Denson, Eckford, Ford, Foxworth, French, Gill, Green, Gayles, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Landers, McCain, Matthews, Morgan, Mosely, Martin, McNeese, Nathan, Patterson, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Smith of Claiborne, Southworth, Stockstill, Stone, Spelman, Shorter, Smothers, Stubbs, Simmons, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, Washington, Walker of Monroe and Mr. Speaker—66.

NAYS—Messrs. Akers, Bryd of Pearl, Christmas, Chandler, Chavis, Greer, Graham, Spight and Walker of Alcorn—9.

Further action upon the bill was precluded by the usual motion to reconsider and table.

## MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 642, an Act in relation to the public revenue.

H. B. No. 1048, an Act to extend the limits of the town of Summit, Pike county, Mississippi.

H. B. No. 1047, an Act to amend an Act to prohibit the sale of vinous and spirituous liquors within three miles of China Grove Church, Pike county, Mississippi.

H. B. No. 1052; an Act in relation to the public school fund, with amendment.

H. B. No. 823, an Act to provide for the formation of companies for running, driving, booming, and rafting logs, timber, and lumber, and regulating the floating thereof.

H. B. No. 965, an Act to provide a remedy by attachment against ships, steamboats, and other water craft.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill and resolution, to-wit:

H. B. No. 936, an Act to establish a ferry across Big Black river in Montgomery county.

S. J. R. No. 57, proposing an amendment to the Constitution.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to passed the following entitled bill, viz.:

H. B. No. 700, an Act for the relief of Wm. J. Taylor of Tallahatchie county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 483, an Act to authorize the construction and use of street railroads in the city of Biloxi, Harrison county.

S. B. No. 644, a bill to be entitled an Act to repeal an Act to amend section 2679, of the Revised Code of 1871, approved March 11, 1873.

S. B. No. 645, an Act to facilitate settlements by collectors of taxes in Yazoo county, for the fiscal year 1873, and for other purposes.

H. B. No. 720, an Act to constitute a Board of Registration in the towns of Okolona, Holly Springs and Water Valley.

H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river.

H. B. No. 649, an Act to repeal an Act in relation to the State Board of Equalization.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Sullivan introduced H. B. No. 1054, an Act to require certain public officers to furnish their own stationery, and for other purposes;

Which was read twice under the rules.

Mr. Clover moved to amend by striking out all after the word "suit," in the fifth line, and inserting the following: *Provided*, That no suit shall be dismissed until all the costs shall have been paid.

Mr. Lynch moved to refer the bill and amendment to a special committee of five.

Mr. Willborn moved to table the motion to refer.

The motion to table prevailed, and the amendment was adopted.

Mr. Harris moved to table the bill.

The motion to table was lost, and the bill was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Butkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Cowart, Campbell, Davis, Fitzhugh, French, Gill, Green, Gayles, Handy, Howard, Hasie, Johnson of DeSoto, Jones, Landers, McCain, Matthews, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Southworth, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Washington and Walker of Monroe—50.

NAYS—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Cook, Chandler, Cotten, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Garrett, Greer, Graham, Horton of Calhoun, Hicks, Harris, Leggett, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Tate, Thompson of Greene, Tison, Walker of Alcorn and Wynn—36.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 642, an Act in relation to public revenue, was taken from the Speaker's table, and read twice under the rules.

Mr. Street offered the following amendment:

*Provided*, That all expense of such notice shall be paid by the tax-collector, and not by the county or State.

The amendment was adopted.

Mr. Sullivan offered the following amendment;

Add after section 1, the following as a new section, to be section 2:

SECTION 2. *Be it further enacted*, That all Acts or parts of Acts, and all provisions of the Revised Code of 1871, making the Sheriffs of the various counties in the State, ex officio Tax Collectors, be and the same are hereby repealed; and hereafter it shall be the duty of the Governor, by and with the advice and consent of the Senate, to appoint a Tax Collector for each

county in the State, who shall hold the office for two years and be governed by all laws regulating the collection of taxes and payment of the same into the Treasury, and possess all powers and authority now vested in Sheriffs by virtue of their office as ex officio Tax Collector; *Provided*, That this section shall not take effect or go into force until after the expiration of the terms of the present incumbents, except in cases of vacancies that now exist or may hereafter occur; and all Tax Collectors of this State, appointed under this Act, shall enter into good and sufficient bond, as provided by law; *And provided further*, That the several Sheriffs of this State may hold the office of Tax Collector, should the Governor deem it to be for the public interest to appoint them; *Provided*, That in no case shall any one be appointed unless he be a qualified voter of the county in which he may be appointed.

Mr. Street moved to table the amendment:

Which was lost.

Mr. Sullivan moved the previous question on the adoption of the amendments.

The call for the previous question was sustained;

And under the operation thereof, the amendments were adopted by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cessor, Chamberlin, Christmas, Cowart, Clemens, Chavis, Davis, Edwards, Fitzhugh, French, Gill, Green, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Lynch, Landers, McCain, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Stevens, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Jones, Leggett, Mackey, Mosely, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—41.

And the bill was considered engrossed, read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Cessor, Chamberlin, Christmas, Cowart, Clemens, Chavis, Davis, Edwards, Fitzhugh, French, Gill, Green, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Lynch, Landers, McFarland, McCain, Morgan, Nathan, Potterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Stevens, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of

Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—54.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Pearl, Boyd of Attala, Cook, Champlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—59.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### EXPLANATORY.

MR. SPEAKER—We vote “no,” because we do not want Democrats appointed Tax Collectors in Republican counties, for fear they may be killed, and we lose their votes.

J. M. BOYD,  
— MACKEY.

MR. SPEAKER—I have no objection to separating the office of Sheriff from that of Tax Collector, but I think the Tax Collectors in every county in this State, should be elected by the people, who are the source of all power, according to Republican principles, as taught by the fathers of our country.

CHAMPLIN.

We vote “no” upon the passage of this bill, because we believe it a step farther in centralizing the government, taking away the voice of the people in the selection of their officers, and encouraging the “one man power” that will ultimately destroy a Republican form of government.

C. H. CAMPBELL,  
H. H. SOUTHWORTH,  
S. E. PACKWOOD,  
J. M. BOYD,  
H. A. COOK.

The Chair appointed the following special committee on S. B. No. 550: Messrs. Cessor, Gill, Johnson of DeSoto, Chandler and Horton.

S. B. No. 644, a bill to be entitled an Act to repeal an Act to amend section 2679 of the Revised Code of 1871, approved March 11, 1874;

Was taken up, read three several times under the rules and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Horton, of Calhoun, introduced H. B. No. 1057, an Act

to prohibit the sale of vinous and spirituous liquors within three miles of the town of Atlanta, in the county of Chickasaw.

Mr. Truehart moved to indefinitely postpone;

Which was lost.

Mr. Truehart moved to amend as follows:

*Provided*, That every person who shall sell or offer for sale any vinous or spirituous liquors, whether as druggist or otherwise, shall pay a tax of not less than \$200, for the use of the Common School Fund.

Mr. Walker, of Monroe, moved to table the bill and amendments;

Which was carried.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Street moved that the rules be suspended to take up S. B. No. 450, a bill to be entitled an Act to reduce the salaries of Superintendents of Education in this State.

The motion prevailed, and the rules were suspended by the following vote:

YEAS—Messrs. Atkins, Akers, Avery, Archer, Boyd of Attala, Boyd of Warren, Caradine, Cook, Champlin, Chamberlin, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Gill, Gilmer, Green, Garrett, Greer, Graham, Horton of Calheun, Horton of Pontotoc, Handy, Hicks, Howard, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, McFarland, McCain, Mackey, Mosely, Martin, McNeese, Nathan, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Southworth, Stockstill, Street, Smothers, Stubbs, Sykes, Truehart, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Weatherly, Wrshington, Walker of Alcorn, Walker of Monroe and Wynn—68.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Cessor, Fitzhugh, Lynch, Patterson, Smith of Claiborne, Shorter and Mr. Speaker—9. .

And the bill was read twice under the rules.

Mr. Cessor moved to amend by striking out "six hundred," and insert "eight hundred dollars."

The amendment was laid upon the table.

Mr. Cessor moved to lay the bill upon the table;

Which was lost.

Mr. Street moved that the rules be suspended, the bill read the third time and placed on its final passage, and upon that he moved the previous question.

Mr. Cessor, at 1:20 o'clock, moved to adjourn.

Which was lost;

And the call for the previous question was sustained, and the bill passed; title standing as read.

By Mr. Cessor—

• *Resolved*, That the use of this House be, and is hereby ex-

tended to Capt. J. C. McLeod, to deliver a free lecture, Monday evening, March 1, 1875;

Which was lost.

By Mr. Avery--

*Resolved*, That when the House adjourn, it be till Monday next, at 10 o'clock;

Which was lost, by the following vote:

YEAS—Messrs. Avery, Archer, Brunt, Clover, Cowart, Cotten, Clemens, Chiles, French, Garrett, Howard, Johnson of DeSoto, Mackey, Matthews, Mosely, Martin, McNeese, Nathan, Palmer, Richards of Lowndes, Smothers, Willborn, Williams, Weatherly, and Washington—25.

NAYS—Messrs. Atkins, Akers, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Caradine, Cook, Chamberlin, Christmas, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Fitzhugh, Feemster, Ford, Gill, Gilmer, Gayles, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Lynch, Landers, McCain, Morgan, Patterson, Peal, Packwood, Reese, Rogers of Marshall, Spight, Smith of Claiborne, Smith of Jasper, Southworth, Street, Shorter, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, White, Walker of Alcorn, Walker of Monroe and Wynn—59.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bill, to-wit:

H. B. No. 1024, an Act to provide for the enlargement of the Mississippi State Lunatic Asylum.

Respectfully,

W. C. WHITE.

*Secretary of the Senate.*

At 2:40 o'clock, the House took a recess until four o'clock.

#### AFTERNOON SESSION.

House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

#### REPORT OF SPECIAL COMMITTEE.

The Special Committee to whom was referred S. B. No. 589, an Act to change the boundary lines of the counties of Sumner, Choctaw and Winston, and for other purposes, reported upon the bill with the recommendation that the bill do pass with the accompanying amendments.

The report was received and the amendments adopted.

Mr. Chiles moved to refer the bill to the Committee on County Affairs.

Mr. Rogers, of Marshall moved to table the motion to refer; Which was carried.

Mr. Walker, of Monroe, moved to indefinitely postpone the bill.

Mr. Peyton moved to table the motion to indefinitely postpone.

Mr. Avery, at 4:50 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

MONDAY, March 1, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Roll call:

PRESENT—Messrs. Atkins, Akers, Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Jones, Leggett, Lynch, Landers, McCain, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Southworth, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—93.

ABSENT—Messrs. Applewhite, Byrd of Franklin, Byrd of Pearl, Bufkin, Cowart, Eckford, Edwards, Fitzhugh, Hicks, Johnson of DeSoto, Kendrick, McFarland, Mackey, Monroe, Mosely, Packwood, Randolph, Richards of Yazoo, Shattuck, Smith of Tunica, Tate and Washington—21.

The reading of the Journal of Saturday was dispensed with.

Mr. Stone moved to suspend the rules to take up S. B. No. 426, S. B. No. 616, and S. B. No. 516;

Which was carried.

Mr. Graham gave notice that he would move to reconsider the vote whereby the amendment to S. B. No. 589, was adopted.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 607, a bill to be entitled an Act to incorporate the Germania Banking Company of Vicksburg.

S. B. No. 648, an Act to provide for the collection of revenue improperly withheld from the State and County Treasury.

H. B. No. 473, an Act to repeal an Act to incorporate the Tennessee River Railroad Company, and for other purposes, with amendments.

H. B. No. 777, an Act to incorporate the Shaw Manufacturing Company of Water Valley, with amendment.

H. B. No. 706, an Act for the relief of Sallie E. Whiting, Cornelia O. Whiting, children of F. A. Whiting.

H. B. No. 1011, an Act to repeal an Act to prohibit the sale of intoxicating liquors within five miles of the town of Kosciusko, approved February 16, 1873.

Respectfully,

W. C. WHITE,

*Secretary of the Senate*

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State;

Was taken up.

Mr. Sullivan moved to reconsider the vote by which section 1 was tabled.

The motion to reconsider prevailed;

And the House refused to table said section No. 1.

Mr. Street offered the following amendment to the bill:

*Be it further enacted*, That the State tax for general purposes is hereby reduced from six and three-fourth mills to four mills, and the State teachers' tax from four mills to two mills; *Provided*, Said teachers' tax shall be paid into the Treasury of the county, when collected, to the credit of the county teachers' fund; *Provided further*, That all State taxes for general purposes due and payable after October 1, 1875, may be paid in State warrants of the class now payable by the State Treasurer, and issued prior to the first day of January next succeeding the year for which such taxes are collected.

The amendment was adopted;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 616, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salary of public officers;

Was taken up, and read twice under the rules.

Mr. Ford moved to amend by adding: "That the Treasurer, with the consent of the Governor, shall have power to employ

an additional clerk in his department, at a compensation of one hundred dollars per month; *And provided*, He shall not be employed exceeding six months in the year."

The amendment was adopted;

And the bill was read the third time and passed.

The following was the vote:

YEAS—Messrs. Applewhite, Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Chamberlin, Christmas, Cotten, Clemens, Chavis, Davis, Edwards, Ford, Foxworth, French, Gill, Green, Graham, Handy, Howard, Hasie, Landers, McCain, Matthews, Patterson, Palmer, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Stone, Spelman, Shorter, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Mr. Speaker—48.

NAYS—Messrs. Atkins, Akers, Cook, Chandler, Chiles, Campbell, Crecelius, Devall, Eckford, Feemster, Garrett, Greer, Horton of Calhoun, Harris, Jones, Martin, McNeese, Peal, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Smothers, Thompson of Montgomery, Tison, Walker of Alcorn, Walker of Monroe and Wynn—31.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 516, an Act in relation to the compensation of Assessors;

Was called from the hands of the Committee on Ways and Means.

Mr. Gill moved to amend by striking out \$1500 and inserting \$2000.

Mr. Eckford moved to table;

Which was carried.

Mr. Lynch moved to amend by providing that this shall only apply to assessment of realty.

Mr. Gill moved to refer the bill to a special committee, with privilege to report at any time.

The motion prevailed.

The Chair appointed as the committee, Messrs. Street, Avery and Boyd of Yazoo.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 649, an Act to repeal an Act in relation to the State Board of Equalization, approved April 2, 1874.

H. B. No. 874, an Act for the relief of C. M. and E. F. Gordon, of Yalobusha county.

H. B. No. 936, an Act to establish a ferry across Big Black

river, at a place called Denman's Ferry, in the county of Montgomery.

H. B. No. 1002, an Act to restrict the official acts of Mayors in certain cities and towns, in their actions as *ex-officio* Justices of the Peace, to the corporate limits of said cities and towns.

H. B. No. 861, an Act to amend an Act to incorporate the town of Lexington, in Holmes county.

H. B. No. 1008, an Act to incorporate the town of Sallis, in the county of Attala.

H. B. No. 959, an Act to amend an Act to amend and reduce into one, the Acts incorporating the town of Hazlehurst, Copiah county, and the several Acts amendatory thereto.

H. B. No. 240, a bill to be entitled an Act to incorporate the Huntington Camp Grounds Association.

H. B. No. 895, an Act to secure to the State of Mississippi certain lands under grants of Congress.

H. B. No. 1003, an Act to repeal section seven of an Act to amend the charter of the city of West Point, approved April 6, 1874.

H. B. No. 1025, an Act for the relief of W. T. Hewett and T. L. Mellon.

H. B. No. 1030, an Act entitled an Act to incorporate the Farmers', Mechanics' and Laboring Men's Company, and for other purposes.

H. B. No. 720, an Act to constitute a Board of Registration in the towns of Okolona, Holly Springs and Water Valley.

H. B. No. 887, an Act to abate taxes prior to 1874, on certain lands held for taxes, and restore nullified resources to purposes of current revenues and expenditures.

H. B. No. 455, an Act to legalize the sale of the Poor-house property of Lowndes county, by the Board of Supervisors thereof.

The report was received and ordered spread upon the Journal.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 643, an Act supplemental to and amendatory of an Act to change the time of holding the Chancery Courts in the Eight Chancery District.

S. B. No. 649, an Act for the relief of L. L. Wiltshire, a minor of Claiborne county, in this State.

S. B. No. 650, an Act in relation to the collection of the taxes for the year 1874, assessed upon lands forfeited for non-payment of taxes.

S. B. No. 651, an Act to incorporate Langston Society of Holly Springs, Mississippi, and for other purposes.

Respectfully,

W. C. WHITE,  
Secretary of the Senate.

Mr. Stone introduced H. B. 1058, an Act making an appropriation to defray the expenses of the State Government for 1875;

Which was read twice under the rules, and referred to the Committee on Appropriations.

The Committee on Humane and Benevolent Institutions reported upon H. B. No. 903, an Act to provide for the support of the Mississippi State Lunatic Asylum for the year 1875, and the bill was referred to the Committee on Appropriations.

S. B. No. 589, an Act to change the boundary lines of the counties of Sumner, Choctaw and Winston, and for other purposes ;

Was taken up, and the pending motion to table the motion to indefinitely postpone prevailed.

Mr. Avery moved to reconsider the vote by which the amendment was adopted.

The motion to reconsider prevailed.

Mr. Avery moved to table the amendment.

Which was carried by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Bufkin, Clover, Caradine, Cessor, Cowart, Chandler, Cotten, Clemens, Chiles, Chavis, Davis, Eckford, Edwards, Foxworth, French, Gill, Green, Gayles, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Yalobusha, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Stockstill, Shorter, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, White and Walker of Monroe—53.

NAYS—Messrs. Atkins, Akers, Cook, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Garrett, Greer, Johnson of Itawamba, Landers, McFarland, McCain, Martin, Rogers of Marshall, Spight, Southworth, Street, Thompson of Montgomery, Tison, Williams, Walker of Alcorn and Wynn—26.

Mr. Martin moved to refer the bill to the Committee on County Affairs.

Mr. Caradine moved to table the motion to refer;

Which was carried.

And the bill was read the third time and passed, by the following vote:

YEAS—Messrs. Avery, Boyd of Oktibbeha, Bufkin, Clover, Caradine, Cessor, Chamberlin, Cowart, Cotten, Clemens, Chiles, Chavis, Davis, Feemster, French, Gill, Graham, Handy, Hicks, Howard, Hasie, Johnson of DeSoto, Lynch, McFarland, Matthews, Morgan, Nathan, Palmer, Peyton, Stone, Shorter, Smothers, Sykes, Sullivan, Truehart, Tate, Thompson of Lowndes, Willborn, Williams and Walker of Monroe—40.

NAYS—Messrs. Atkins, Akers, Boyd of Yazoo, Cook, Champ-  
lin, Christmas, Campbell, Crecelius, Devall, Denson, Eckford, Ford, Gilmer, Green, Gayles, Horton of Pontotoc, Harrison, Johnson of Itawamba, Leggett, Landers, Mosely, Martin,

McNeese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Southworth, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, White, Walker of Alcorn and Wynn—37.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 1, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House of Representatives, without his signature, H. J. R. No. 24, entitled a Joint Resolution requiring the Treasurers of certain State institutions to deposit all funds now on hand in the State Treasury for inspection, and to transmit the accompanying communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### REPORT OF SPECIAL COMMITTEE.

The Special Committee appointed upon H. B. No. 550, an Act to suppress illicit traffic in seed cotton in the counties of Lincoln, Lawrence, Pike and Franklin, reported the bill back with the recommendation that the bill do pass, with the accompanying amendment.

Amend section 4 by striking out all after the word "cotton," in the thirteenth line.

Amend section 2 by striking out the words, "of less than one bale annually."

The report was received;

And the bill and amendments were laid on the table.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Walker, of Monroe—

*Resolved by the House*, (the Senate concurring), that the Speaker of the House and President of the Senate adjourn their respective Houses *sine die*, on Saturday, March 6th, at 12 o'clock, M.

Mr. Avery moved to amend by striking out "Saturday 6th," and insert "Friday 5th," which was adopted;

And the resolution as amended, was adopted.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

The following veto message on H. J. Res. No. 24, was taken up, and with the resolution, referred to the Committee on Unfinished Business.

## VETO MESSAGES OF THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 1, 1875. }

*To the House of Representatives:*

GENTLEMEN—I respectfully return, without my approval, H. J. Res. No. 24, a Joint Resolution requiring Treasurers of certain State Institutions to deposit all funds now on hand in the State Treasury for inspection.

By the last section of this Joint Resolution, it is resolved that said funds shall remain in the Treasury until otherwise ordered by the Legislature, and that this resolution be in force from and after its passage.

This provision of the resolution would practically amount to a repeal of all appropriations to the institutions named, because of the limited time in which the Legislature can act.

Respectfully,

ADELBERT AMES,  
Governor.

The veto message on H. B. No. 806, was taken up, and the bill and message referred to Committee on Unfinished Business.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, February 24, 1875. }

*To the House of Representatives:*

GENTLEMEN—I herewith return, without my approval, H. B. No. 806, an Act in relation to the Common School Fund.

The particular objection to this bill is contained in section 3, which denies the Board of Supervisors the right to levy for such deficit as may occur in the Teachers' Fund of the several counties. This section states, that the amount to be collected from all sources for the credit of the Teachers' Fund of the State, for and after the fiscal year 1875, shall not exceed two mills upon the dollar of the assessed valuation of all property within the State liable to be assessed for State and county purposes, etc. It is very plain that a tax of two mills on the dollar, in the wealthiest county in the State, would not enable the people thereof to have public schools for scarcely two months in any one year. If the State four mill tax was reduced to 2 mills, and the proceeds of the sale of licenses to keepers of dram-shops were available, and the Boards of Supervisors were allowed to levy for such deficit as may occur in the Teachers' Fund, the system of public schools would not be endangered; but this bill cuts off all levies that may be made by the Boards of Supervisors.

Article 8, section 5, of the Constitution of the State, says a

public school or schools shall be maintained in each school district at least four months in each year. Any school district neglecting to maintain such school or schools, shall be deprived, for that year, of its proportion of the income of the free school fund, and of all funds arising from taxes for the support of schools. If, therefore, the State levy is not sufficient to maintain the school or schools in each district for the constitutional period of four months, and the Boards of Supervisors are prevented from levying for the deficit, (as would be the case should this Act become a law,) how could the provisions of the Constitution be carried out requiring schools to be maintained at least four months in each year?

There are several counties in the State in which the people are willing to be taxed in order to maintain their schools for a longer period than four months; and it is not in accordance with our support of the free school system to say they shall not be continued for as many months as the people may wish.

There would be no serious objections to this bill were it not for the first few clauses of section 3, which contains a most serious blow at our system of public schools. There is no branch of our government that needs our fostering care more than that of free public schools, and those who represent the people should watch and nourish it with utmost care.

Respectfully,

ADELBERT AMES,  
Governor.

The veto message on S. B. No. 447, was taken up, and the bill and message were ordered to lie on the Speaker's table.

EXECUTIVE OFFICE, }  
JACKSON, MISS., February 17, 1875. }

*To the Senate:*

GENTLEMEN—I respectfully return, without my approval, S. B. No. 447, entitled an Act to make warrants receivable for State and county taxes.

By this bill, warrants which were issued years ago, and which, by legislative acts, have since been held to be illegal, are put upon the same basis as warrants of a recent issue, and made receivable for all dues to the State.

Insurance companies have now, and have had for some time, warrants to the amount of \$260,000 and upwards deposited in the State Treasury in accordance with the provisions of paragraph 2446 of the Code. By Act approved April 14, 1872, a large majority of such warrants were forbidden to be received for taxes. This bill, should it become a law, would make them receivable for taxes when withdrawn, thereby increasing the amount of warrants over a quarter of a million, and rendering it impossible to absorb them by any levy likely to be made at this time.

As the first section of the bill authorizes the payment into the State Treasury of warrants heretofore held illegal, so might the second section operate as to county warrants, making warrants barred, in litigation and so forth, receivable for county dues.

Should it be the purpose of the Legislature to return to the warrant system of collecting taxes, two points should be well guarded: First, that the levy would be sufficient, contingencies considered, to meet expenditures; and, second, that the warrants of any one year should be absorbed by the taxes of the same year; that is, Tax Collectors should be required, beyond the possibility of evasion, to pay into the Treasury the monies collected in any one year, before the new year begins, and thus be prevented from speculating in warrants of that succeeding year. Otherwise warrants can never approximate to their par value.

I regret that the financial system of the State should have to undergo so many and sudden changes. A single year is insufficient to test the system inaugurated at the first session of this Legislature. I cannot escape the conviction that that system, perfected, especially in requiring prompt payments on the part of Tax Collectors, would lead to the most satisfactory results.

Respectfully,

ADELBERT AMES,  
Governor.

S. B. No. 650, an Act in relation to the collection of the taxes for the year 1874, accrued upon lands forfeited for non-payment of taxes;

Was taken up, read thrë several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee to whom was referred S. B. No. 516, reported the following amendment to the bill:

Strike out all of section 1, after the enacting clause, and insert the following:

That Tax Assessors shall hereafter receive as full compensation for their services, a commission on the State tax, including the poll tax, but not including the State teachers' tax, as follows, viz.: On the first ten thousand dollars, or fraction thereof, of State tax, five per cent.; on the second ten thousand dollars, or fraction thereof, four per cent.; on all over twenty thousand dollars, two and one-half per cent., payable two-thirds out of the State Treasury, and one-third out of the county treasury where the assessment is made; *Provided*, That no Assessor shall receive less than three hundred dollars, and no additional allowance shall be made in any case by Boards of Supervisors to Assessors for assessing county taxes; *And provided further*, That no person shall hold both the offices of Assessor and

Collector except in the counties of Wayne, Greene, Jackson, Covington, Jones, Perry, Pearl and Marion.

The amendment was adopted;

And the bill passed as amended, title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 484, an Act to provide for a road master in Adams county;

Was taken up, and the amendment concurred in.

H. B. No. 677, an Act to incorporate the Shaw Manufacturing Company, of Water Valley;

Was taken up, with Senate amendment, and the amendment was concurred in.

H. B. No. 882, an Act to change the time of holding the Circuit Court in the counties of Jefferson and Simpson, in the Fifth Judicial District, with Senate amendment;

Was taken up, and the amendment was concurred in.

H. B. No. 1052, an Act in relation to the public school fund, with Senate amendment;

Was taken up, and the Senate amendment disagreed to.

S. B. No. 515, an Act to repeal the 15th section of an Act to amend the rules of practice and procedure in criminal cases in this State, approved April 5, 1872, and for other purposes;

Was called from the Judiciary Committee, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes, with Senate amendment, a substitute for the House bill;

Was taken up, and read twice under the rules.

By Mr. Tison—

*Provided*, The amount shall not exceed two hundred dollars in any one county.

The proviso was lost by the following vote:

YEAS—Messrs. Atkins, Akers, Archer, Cook, Chamberlin, Christmas, Chandler, Crecelius, Devall, Denson, Eckford, Ford, Gill, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Jahnson of Itawamba, Leggett, Lynch, Martin, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Southworth, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—35.

NAYS—Messrs. Avery, Brunt, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Cowart, Cotten, Clemens, Edwards, Feemster, Foxworth, French, Gayles, Handy, Hicks, Harrison, Hasie, Johnson of DeSoto, Lynch, Landers, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes,

Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, and White—46.

Mr. Shorter moved that the rules be suspended, and the bill read the third time.

The motion was lost, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cowart, Cotten, Clemens, Davis, Eckford, Edwards, Feemster, Foxworth, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of Itawamba, Johnson of DeSoto, Landers, McFarland, Matthews, Morgan, Mosely, McNeese, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Claiborne, Stone, Shorter, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Archer, Cook, Chamberlin, Crecelius, Devall, Denson, Ford, Gill, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Leggett, Martin, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—30.

And the bill lies over under the rules.

H. B. No. 473, an Act to repeal an Act to incorporate the Tennessee River Railroad, and for other purposes;

Was taken up with Senate amendment, and the amendment concurred in.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

S. B. No. 652, an Act in relation to Alcorn University.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 1:25 o'clock, Mr. French moved to adjourn.  
The House adjourned.

#### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.  
Speaker Shadd in the chair.  
Quorum present.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Lynch—

*Resolved*, That the use of the Hall be and the same is hereby extended to Capt. J. C. McLeod, to deliver a free lecture, on the evening of March 4, 1875.

The resolution was adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 1, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 874, an Act for the relief of C. M. and E. F. Gordon, of Yalobusha county.

H. B. No. 887, an Act to abate taxes prior to 1874, on certain lands held for taxes, and restore nullified resources to purposes of current revenues and expenditures.

H. B. No. 455, an Act to legalize the sale of the Poor-house property of Lowndes county, by the Board of Supervisors thereof.

H. B. No. 861, an Act to amend an Act to incorporate the town of Lexington, in Holmes county.

H. B. No. 936, an Act to establish a ferry across Big Black river at a point called Denman's Ferry, in the county of Montgomery.

H. B. No. 959, an Act to amend and reduce into one Act, the Acts incorporating the town of Hazlehurst, Copiah county, and the several Acts amendatory thereto.

H. B. No. 1032, an Act to repeal section 7 of an Act to amend the charter of West Point, approved April 6, 1874.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 852, an Act to establish a ballast ground for Pascagoula Harbor.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

REPORT OF JOINT COMMITTEE.

The report of the Committee appointed to investigate the condition of Alcorn University:

MR. SPEAKER—You Special Committee under H. C. R. No.

23, to investigate the condition of Alcorn University, respectfully submit the following report:

Your Committee visited the University, examined a number of witnesses both at the University and at Jackson. We found the buildings and grounds in good condition, and well adapted to the purposes for which they were appropriated. Most of the buildings have been repaired, some are still undergoing repairs, and good fences have been built. At the time of our visit, there were in attendance about sixty students, a number of them being students whose parents reside in the vicinity, and should properly be educated in the district schools of the county. A large number of the students had left the University before our arrival, and others were preparing to leave. Those remaining were of the grade found in our ordinary district schools, studying such branches as English, grammar, arithmetic, geography, reading, etc. But two or three members of the advanced classes were upon the grounds, and these were awaiting funds to return to their homes. We found that during the month of October, last a serious disturbance broke out between the students and officials, The students refused to attend recitations for two weeks, and appealed to the Executive Committee of the Board of Trustees to remove three Professors and the Superintendent.

The Committee settled the matter by compelling the entire faculty to tender their resignations, three of which were immediately accepted. They also promised to remove the Superintendent within thirty days, thus compromising the matter with the students in order to suppress the rebellion; but afterwards decided to retain the Superintendent. Three of the Professors, who were compelled to place their resignations in the hands of the Committee, did so when no charges were preferred against them. It seems that a general dissatisfaction with the management had prevailed in the College for some time previous to the rebellion, and this outbreak was the result of that dissatisfaction. Want of discipline among the students, want of harmony among the various officials, and bitterness of feeling toward the Superintendent by the students were the prime causes of the outburst. There appears to have been a continual warfare between the Superintendent and the late President (Dr. Revels). Dr. Revels was a great favorite with the students, and they were highly incensed at his removal. It is a significant fact that eight Professors and one President have left the University within the space of eighteen months. The Committee had before them a number of students, all of whom, but one, complain of the treatment received at the hands of the Superintendent at the boarding hall, and at other times and places which the testimony sets forth. Charges of profanity, lewdness and drunkenness were found to be true against several of the officials. We found a President of the University whose sole duty seemed to be to hold evening prayers at the chapel, and perform services on the Sabbath, at a salary

of \$2,500 per annum. The President should be required to have at least one class under his own immediate supervision. The Superintendent's office should be abolished—this alone would save annually \$1,350 to the University fund. The Treasurer's office should be abolished, and the State Treasurer required to perform the duties of that office without extra compensation. One party has been Superintendent, Treasurer and Trustee at the same time. The Treasurer of the University receives into his hands over \$60,000 per annum, and is required by law to give a bond of not less than \$5,600.

The annual expenses of the University need not exceed \$15,000. This would include salaries and contingent expenses. The Treasurer reports about \$35,000 in the Treasury, in warrants and currency. The Act of Congress donating the agricultural scrip makes provision for the establishment of one or more agricultural colleges in the State, and had the Agricultural Department at Alcorn University been established, with a provision allowing poor students to earn their board on the farm, it would have been of material benefit to many deserving young men. There seems to have been no action taken by the Trustees to comply with the requirements of this Act of Congress, which, if persisted in, may be the cause of the State forfeiting this part of the fund.

There has been a farm conducted by hired labor, but the students were not materially benefitted by it. The farm, if conducted at all, should be worked by the students. The boarding department has been supported out of the annual appropriation to make up for deficits on account of free scholarships. In the opinion of the committee, the Board of Trustees has ample power and means necessary to the fulfillment of the object for which the institution was established. But we find that some of them have never visited the University, some have not been there within the last two years; and those who have been there have been unable to secure the confidence of the patrons of the school by their management. Although we have examined the President and several of the Trustees, the Treasurer alone could give any account of the finances of the University.

The Treasurer's books show that he received, during the year 1874, sixty-nine thousand seven hundred and sixty-nine dollars and fifteen cents. He disbursed during that year fifty-one thousand one hundred and eighty-nine dollars and sixty cents, leaving a balance for that year, in favor of the University, of eighteen thousand five hundred and seventy-nine dollars and forty-five cents. Your committee found one account in the hands of the Superintendent, which had been allowed him as a voucher, from the house of Roberts & Co., in New Orleans, which account, although itemized, as to the articles purchased, yet had no price affixed to any item; but at the foot of the accounts the sum of seven hundred and ten dollars were placed and receipted for.

Your committee regret that their limited time and the inefficiency of the appropriation, prevented that thorough examination into the finances of the University, which they so much desired

Your committee would respectfully recommend a complete re-organization of the management of the University.

Respectfully,

CHAS. CALDWELL,

*Chairman on part of the Senate.*

J. P. CARTER,

*On part of the Senate.*

JOHN W. RANDOLPH,

*Chairman on part of the House.*

R. R. APPLEWHITE,

W. W. EDWARDS,

*Members on part of the House.*

The report was received, and ordered spread upon the Journal.

S. B. No. 652, an Act in relation to Alcorn University;

Was taken up, and read the first time.

Mr. Cessor, at 4:12 o'clock, moved to adjourn;

Which was lost.

And the bill, under a suspension of the rules, was read a second time.

Mr. Lynch offered the following amendment:

*Provided*, That this Act shall apply in all intents and purposes to the University at Oxford, Mississippi.

The amendment was laid upon the table.

Mr. Johnson, of DeSoto, moved to refer the bill to the Committee on Universities.

The motion was tabled.

By Mr. Randolph—

Amend by striking out, in the first section, the words, "on and after the passage of this Act," and insert in lieu thereof, the following: "On and after the first day of April, 1875."

The amendment was laid upon the table.

Mr. Street moved that the rules be suspended, the bill read the third time, and placed on its final passage, and upon that he moved the previous question.

The call for the previous question prevailed, and under the operation thereof, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, viz.:

H. B. No. 879, an Act to provide for the payment of a lawyer's fee to Shelton & Shelton.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Randolph, at 5:10 o'clock, moved to adjourn;

Which was lost.

S. B. No. 594, an Act enabling Mrs. Minerva Sharkey to make certain devises and bequests;

Was taken up, read three several times and passed; title standing as read.

S. B. No. 432, an Act in relation to trials by jury and liens of judgments;

Was called from the Judiciary Committee, read the third time and passed; title standing as read.

#### REPORT OF COMMITTEE ON RAILROADS.

The Committee on Railroads, by general consent, reported upon H. B. No. 448, an Act to amend an Act supplemental to the charter of the Vicksburg and Meridian Railroad Company, approved July 19, 1870.

The report was received, and the bill was read the third time and passed; title standing as stated.

Mr. Hardy introduced H. B. No. 1059, an Act supplemental to an Act restricting the official acts of Mayors in certain cities and towns, in their actions as *ex officio* Justices of the Peace, to the corporate limits of said cities and towns;

Which was read three several times under the rules and passed; title standing as read.

H. B. No. 674, an Act to incorporate the West Point Female Institute;

Was called from the Committee on Corporations, read the third time and passed; title standing as stated.

H. B. No. 925, an Act to secure and protect livery stable owners and keepers in their fees, etc.;

Was called from the committee, read the third time and passed; title standing as stated.

Mr. Peal introduced H. B. No. 1060, an Act to incorporate the town of Waterford, in the county of Marshall;

Which was read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 607, a bill to be entitled an Act to incorporate the Germania Banking Company, of Vicksburg;

Was taken up, read three several times under the rules, and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 985, an Act to incorporate the Southern Christian Institute, was reported by the Committee on Corporations, with the accompanying amendment:

Amend by striking out the sixteenth section, and also, by striking out the word "colored" wherever it occurs in the bill.

The amendment was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as read.

Mr. Truehart introduced H. B. No. 1061, an Act regulating sales by trustees under deeds of trust;

Which was read twice under the rules, and referred to the Committee on Judiciary.

H. B. No. 801, an Act for the relief of Wm. M. Baresford, teacher of public schools at Bolton, Miss., and for other purposes;

Was taken up, read the third time and passed; title standing as stated.

H. B. No. 930, an Act to require Assessors of the several counties of this State to make an enumeration of the educable children;

Was called from the Committee on Education, considered engrossed, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Special Committee reported H. B. No. 943, an Act to provide for the equitable distribution of the school fund of Prentiss county, with an amendment to the same, being a substitute.

The amendment was adopted;

And the bill was considered engrossed, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Shorter introduced H. B. No. 1062, an Act to be entitled an Act to make the bridge over Pearl river, at Jackson, Miss., a toll bridge, and for other purposes;

Which was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 592, an Act for the relief of Dennis Stewart, a citizen of Rankin county, Miss.;

Was taken up, read twice under the rules, and lies over.

Mr. Campbell, at 5:55 o'clock, moved to adjourn.

The House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

TUESDAY, March 2, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Campbell, Crece-lius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feem-ster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Ponto-toc, Handy, Howard, Harrison, Hasie, Harris, Johnson of Ita-wamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Spight, Stevens, Smith of Tunica, Smith of Claiborne, South-worth, Stockstill, Street, Stone, Shorter, Smothers, Stubbs, Sykes, Simmons, Sullivan, Truehart, Tate, Thompson of Mont-gomery, Tison, Williams, Weatherly, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—95.

ABSENT—Messrs. Byrd of Franklin, Byrd of Pearl, Boyd of Oktibbeha, Chiles, Fitzhugh, Hicks, Kendrick, Mackey, Mon-roë, Mosely, Martin, Richards of Lowndes, Shattuck, Smith of Jasper, Spelman, Thompson of Lowndes, Thompson of Greene, Willborn, White and Washington—19.

The reading of the Journal of yesterday was dispensed with.

Leave of absence was granted to Mr. Peal from day to day, on account of sickness.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Harris—

*Resolved*, That the Clerk of the House be instructed to re-quest the Senate to return to the House, for further action, S. B. No. 652, an Act in relation to Alcorn University.

The resolution was adopted.

H. B. No. 1010, an Act to make the cotton weigher of the counties of Claiborne and Holmes an elective office, and for other purposes;

Was taken up, with Senate substitute, and the substitute was read three several times, under the rules, and passed; title standing as read.

H. B. No. 900, an Act for the relief of purchasers of lands sold under proceedings had pursuant to the provisions of an Act for the relief of the Board of Levee Commissioners of Bolivar, Washington and Issaquena;

Was called from the hands of the Special Committee, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Penitentiary reported adversely upon H. B. No. 919, an Act to compel Sheriffs of each county to convey convicts to the State Penitentiary.

The report was received;

And the bill was indefinitely postponed.

#### REPORT OF COMMITTEE ON CLAIMS.

The Committee on Claims reported favorably upon H. B. No. 643, an Act to amend an Act to appropriate new apartments for the various officers therein named.

The report was received;

And the bill was indefinitely postponed.

MR. SPEAKER—Your Committee on Claims, to whom was referred H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county.

H. B. No. 707, an Act for the relief of A. B. Holt.

H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia O. Whiting, children of F. A. Whiting.

S. J. R. No. 57, a Joint Resolution providing for the pay of witnesses summoned before the Judiciary Committee of the Senate, in the matter of the J. D. Barton nomination for the Chancellorship of the Eighth District.

Have had the same under consideration, and instructed me to report the same back to the House, and recommend that they do pass.

Respectfully,

F. A. CLOVER,  
*Chairman.*

S. B. No. 590, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salaries of public officers, approved February 18, 1875;

Was taken up, read the third time and passed; title standing as read.

The Committee on Claims reported upon H. B. No. 839, an Act for the relief of Milford Hunter, surviving trustee.

The report was received, and the bill was referred to the Judiciary Committee.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Committee on Claims reported upon H. B. No. 679, an Act for the relief of W. J. Davis, of Lafayette county, recommending its passage, with the accompanying amendment:

Amend by striking out \$50 58, wherever it appears, and insert \$20 25.

The report was received, amendment adopted, and the House went into the Committee of the Whole to further consider the bill, and after some time spent therein, the Committee arose,

and through its chairman, Mr. Clover, reported the bill back to the House, and recommended that the bill do pass as amended.

The report was received, the bill read the third time and passed; title standing as read.

The following was the vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Bufkin, Clover, Cook, Cowart, Chandler, Clemens, Crece-lius, Davis, Devall, Denson, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Garrett, Horton of Calhoun, Horton of Pontotoc, Hicks, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Leggett, McCain, McNeese, Nathan, Palmer, Packwood, Reese, Rogers of Yalobusha, Randolph, Richards of Lowndes, Southworth, Stockstill, Street, Spelman, Smothers, Stubbs, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Tison, Willborn, Williams, Weatherly, Wynn and Mr. Speaker—58.

NAYS—Messrs. Boyd of Oktibbeha, Caradine, Christmas, Cotten, Chiles, Campbell, Chavis, Gayles, Handy, Jones, Smith of Tunica, Smith of Jasper, Walker of Alcorn and Walker of Monroe—14.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—At the request of the House of Representatives, I herewith return for further action, S. B. No. 652, an Act in relation to Alcorn University.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF THE COMMITTEE ON CLAIMS.

The Committee on Claims reported favorably upon H. B. No. 561, an Act for the relief of Con. Ryan, of Vicksburg.

The report was received, and the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Denson, reported the bill back to the House, with the recommendation that the bill do pass, with the accompanying amendment: Add after the word "dollars," the words "less Tax Collector's commissions, which the Tax Collector is required to refund."

The report was received, the amendment adopted, and the bill was considered engrossed, read the third time and passed; title standing as stated.

The following was the vote on the passage of the bill:

YEAS—Messrs. Boyd of Attala, Boyd of Warren, Bufkin, Clover, Champlin, Cessor, Cowart, Clemens, Chavis, Davis, Devall, Denson, Foxworth, French, Gill, Green, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Jones, Matthews, McNeese, Palmer, Peyton,

Packwood, Rogers of Yalobusha, Randolph, Richards of Lowndes, Stevens, Smith of Claiborne, Stockstill, Street, Smothers, Stubbs, Truehart, Willborn, Weathrely, White, Wynn and Mr. Speaker—45.

NAYS—Messrs. Applewhite, Avery, Archer, Brunt, Boyd of Oktibbeha, Caradine, Cook, Chamberlin, Christmas, Chiles, Campbell, Crecelius, Ford, Garrett, Greer, Johnson of DeSoto, Leggett, Landers, Morgan, Patterson, Reese, Spight, Smith of Jasper, Southworth, Sykes, Simmons, Tison, Williams, Walker of Alcorn and Walker of Monroe—30.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 495, an Act to change the boundary lines of Senatobia Tate county, and for other purposes.

H. B. No. 999, an Act incorporating Yazoo District High School, at Black Hawk, Carroll county.

H. B. No. 956, an Act amendatory of an Act incorporating the town of Vaiden, Carroll county, approved February 10, 1860.

H. B. No. 1003, an Act supplemental to an Act to amend article 12, chapter 22, of the Revised Code of 1871.

H. B. No. 1019, an Act to empower the Sheriffs of the counties of Bolivar, Washington and Issaquena, to sell lands delinquent for levee construction purposes.

S. B. No. 639, an Act supplemental to an Act entitled an Act to regulate the tax on privileges and provide a uniform license system.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, with amendments, viz.:

H. B. No. 810, an Act to improve and enlarge the Penitentiary Buildings, and for other purposes.

H. B. No. 1022, an Act to reduce taxes, enforce prompt settlements and payments by Tax Collectors.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 234, an Act for the relief of T. J. Reid, former Sheriff of Neshoba county;

And S. B. No. 592, a bill to be entitled an Act for the relief of Dennis Stewart, a citizen of Rankin county, Miss., were referred to the Committee of the Whole.

The rules were suspended for the further consideration of S. B. No. 652, an Act in relation to Alcorn University;

And, on motion of Mr. Street, the yeas and nays were called on the passage of the bill.

The following was the vote:

YEAS—Messrs. Applewhite, Archer, Brunt, Boyd of Oktibeha, Boyd of Attala, Boyd of Warren, Bufkin, Caradine, Cook, Champlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Devall, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Matthews, Morgan, Martin, McNeese, Patterson, Palmer, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Southworth, Stockstill, Street, Shorter, Stubbs, Sykes, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—73.

NAYS—Messrs. Cessor, Chamberlin, Randolph, Truehart—4.

#### REPORT OF THE COMMITTEE ON CLAIMS.

The Committee on Claims reported adversely upon the following bills, and they were ordered to be placed on the Calendar:

H. B. No. 878, an Act for the relief of Charles Christmas.

H. B. No. 885, an Act for the relief of R. H. Felder, of Pike county.

H. B. No. 830, an Act for the relief of Eli Whitney.

H. B. No. 796, an Act for the relief of J. H. Gresham.

H. B. No. 858, an Act for the relief of W. B. Lucas, of Pike county.

H. B. No. 933, an Act for the relief of John A. Campbell, of Noxubee county.

H. B. No. 903, an Act for the relief of T. M. Berry, of Sunflower county.

H. B. No. 1013, an Act for the relief of the bondsmen of J. M. Coats, late Sheriff of Hinds county.

H. B. No. 485, an Act for the relief of George A. Morrison.

S. B. No. 160, an Act for the relief of R. M. Young, R. L. Portwood and Messrs. Portwood & Co., of Alcorn county.

H. B. No. 527, an Act to authorize the Auditor of Public Accounts to issue warrants and make settlements of accounts between the State of Mississippi and the representatives of the late W. H. Brown and T. H. Whitney, deceased.

H. B. No. 859, an Act for the relief of Wash. Davis.

S. B. No. 73, an Act entitled an Act for the relief of Sam. N. Barr.

H. B. No. 836, an Act for the relief of R. V. Pearson, Sheriff, etc., of Yalobusha county.

H. B. No. 946, an Act for the relief of P. M. B. Waits and J. J. Sims.

H. B. No. 944½, a bill to be entitled an Act for the relief of C. H. Manship.

H. B. No. 1022, an Act to reduce taxes and enforce prompt settlements and payments by Tax Collectors, with Senate amendments, was taken up.

The House disagreed to the first amendment.

Mr. Street offered the following:

Amend the new sections proposed by the Senate as follows:

Strike out all after "enacted," and insert, "that the cash book herein provided for shall be so arranged that a column shall be left for signatures of tax payers, and the Collector shall require each tax-payer to sign his name opposite the date, number of receipt, name, and amount paid by such tax-payer as a verification that such entry is correct.

The amendment was adopted.

Strike out all after "enacted" and insert, that "the Auditor of Public Accounts shall, on final settlement, require Collectors to produce for his inspection the cash book herein required."

The amendment was adopted.

The second Senate amendment, as amended, was agreed to, and the third Senate amendment was agreed to.

The House went into the Committee of the Whole, to further consider H. B. No. 968, an Act to provide for the immediate establishment of a Female Normal School at Fayette, in Jefferson county, and S. J. R. No. 56, and after some time spent therein, the committee arose, and through its chairman, Mr. Avery, reported H. B. No. 968, with the following amendments, viz.:

Strike out 6,000 and insert 5,000.

Amend by adding the following proviso after the word "dollars:" *Provided*, That the said appropriation shall come out of the annual appropriation made to Alcorn University.

Amend by striking out the word "female" wherever it occurs in the bill;

And recommended that the bill pass, as amended.

S. J. R. No. 56, in relation to Districts Nos. 1 and 2, was reported, with the following amendment:

Strike out the appropriation.

The report was received.

H. B. No. 968, was taken up, and the amendments reported by the Committee of the Whole were adopted.

Mr. Rogers, of Marshall, moved to table the bill.

The motion to table was lost, by the following vote:

YEAS--Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Christmas, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Martin, McNeese,

Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—42.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Cowart, Clemens, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Harrison, Hasie, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Sullivan, Truehart, Willborn, Weatherly, White, Walker of Monroe and Mr. Speaker—48.

And the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Clemens, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Nathan, Patterson, Palmer, Rogers of Marshall, Randolph, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Tate, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—47.

NAYS—Messrs. Atkins, Akers, Archer, Boyd of Attala, Cook, Chamberlin, Chandler, Cotten, Chiles, Campbell, Crecelius, Devall, Denson, Feenster, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Johnson of Itawamba, Leggett, Martin, McNeese, Packwood, Reese, Rogers of Yalobusha, Spight, Smity of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—39.

The title was amended by striking out the word "female," and adopted as amended.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed substitutes for the following entitled bills, to-wit:

H. B. No. 614, an Act to be entitled an Act to incorporate the Home Infirmary of the State Mississippi.

H. B. No. 646, an Act to require the Chancery Clerks of Adams county, to keep separate books for the record of chattel deeds, with amendment.

H. B. No. 792, an Act to extend the time of holding Circuit Court, in the county of Union.

H. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum.

H. B. No. 1044, an Act to amend an Act entitled an Act

to revise certain stock laws so far as the same relates to Lowndes county, approved December 19, 1874, with amendment.

H. B. No. 1056, an Act to authorize the city of Meridian to use the jail of Lauderdale county, with amendment.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they have examined, found correctly enrolled, and on yesterday presented to His Excellency, the Governor, for his signature, the following entitled bills, to-wit:

H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia O. Whiting, children of the late F. A. Whiting.

S. B. No. 384, an Act to regulate the tax on privileges, and to provide a uniform license system.

S. J. R. No. 56, was taken up;

And on motion of Mr. Avery the House went into Committee of the Whole to again consider S. J. R. No. 56, and after some time spent therein, the committee arose.

At 2 o'clock, Mr. Street moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

#### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

The House went into the Committee of the Whole, to further consider S. J. Res. No. 56. And after some time spent therein, the committee arose, and through its chairman, Mr. Avery, reported the resolution back to the House, with the recommendation that it do pass, with the accompanying amendment:

Strike out 2,000 and insert 1,000.

The report was received, and the amendment adopted.

Mr. Champlin moved that the blank be filled with three.

The motion prevailed:

Mr. Tison offered the following amendment to the resolution:

*Be it further resolved*, That the expenses of said investigation be paid by the counties embraced in said levee district.

The amendment was laid upon the table by the following vote:

YEAS—Messrs. Avery, Archer, Brunt, Boyd of Attala, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Cowart, Cotten, Clemens, Campbell, Davis, Edwards, Ford, Foxworth, Green, Gayles, Garrett, Horton of Pontotoc, Harrison, Hasie, Harris,

Johnson of DeSoto, Jones, Lynch, McCain, Morgan, McNeese, Nathan, Patterson, Palmer, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Southworth, Spelman, Shorter, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, Weatherly, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Applewhite, Cook, Chamberlin, Christmas, Chandler, Crecelius, Chavis, Devall, Denson, Feemster, Gill, Gilmer, Greer, Graham, Horton of Calhoun, Handy, Johnson of Itawamba, Leggett, Landers, Martin, Packwood, Reese, Rogers of Yalobusha, Smith of Jasper, Stockstill, Street, Stubbs, Thompson of Montgomery, Tison, Williams, Walker of Alcorn and Wynn—34.

And the bill was read a third time and passed.

The following was the vote:

YEAS—Messrs. Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Cowart, Cotten, Clemens, Chiles, Campbell, Davis, Denson, Edwards, Ford, Foxworth, Gayles, Garrett, Horton of Pontotoc, Hicks, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, Mackey, Morgan, McNeese, Patterson, Palmer, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Southworth, Stone, Spelman, Shorter, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, White, Walker of Monroe and Mr. Speaker—53.

NAYS—Messrs. Atkins, Akers, Applewhite, Cook, Chamberlin, Christmas, Chandler, Crecelius, Chavis, Devall, Feemster, Gill, Greer, Graham, Horton of Calhoun, Handy, Johnson of Itawamba, Leggett, Landers, McCain, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Street, Thompson of Montgomery, Tison, Williams, Walker of Alcorn and Wynn—32.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Palmer—

MR. SPEAKER—Having given proper time to the gentleman who made charges against me upon the floor of this House, and as he has not retracted the same; therefore,

*Resolved*, That a committee of three be appointed to examine into the charges and report at any time to this House.

#### REPORT OF THE COMMITTEE ON APPROPRIATIONS.

The Committee on Appropriations reported a substitute for H. B. No. 1058, an Act making an appropriation to defray the expenses of the State Government for the year 1875, and recommend the passage of the substitute.

The report was received;

And the substitute, H. B. No. 1063, an Act making appropriations to defray the expenses of the State Government;

Was read twice under the rules;

And the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back to the House with the recommendation that the bill be referred to a special committee of five, with privilege to report at any time.

The report was received and agreed to.

#### REPORT OF COMMITTEE ON WAYS AND MEANS.

The Committee on Ways and Means, reported the following amendment to S. B. No. 569, an Act to amend chapter 1 of an Act in relation to Pascagoula Harbor.

#### AMENDMENT.

*Provided*, That not more than one-third of said appropriation shall be drawn in any one year.

The amendment was adopted, the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 998, an Act for the relief of Mrs. E. C. Cage, was referred to the Committee of the Whole.

The House resolved itself into the Committee of the Whole to further consider S. B. No. 396, an Act for the relief of the Blind Asylum, and after some time spent therein, the Committee arose.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 591, an Act to amend sections 987 and 1280, of the Revised Code of 1871, in relation to Chancellors.

S. B. No. 653, an Act to repeal an Act entitled an Act to amend section 2459, of the Revised Code of 1871, regulating the retailing of vinous and spirituous liquors, and to enforce the right of women to petition and protest against such sale, as far as the same relates to the town of Baldwin, in Lee and Prentiss counties.

H. B. No. 707, an Act for the relief of A. B. Holt.

H. B. No. 939, an Act to amend the charter of the town of Ebenezer, in Holmes county.

H. B. No. 1059, an Act supplemental to an Act restricting the official acts of Mayors in certain cities and towns in their actions as *ex-officio* Justices of the Peace, to the corporate limits of said cities and towns.

S. B. No. 303, an Act to extend the corporate limits of the

city of Oxford, in the county of Lafayette, as amended, by striking out section three.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, March 2, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bill, to-wit:

H. B. No. 706, an Act for the relief of Sallie E. Whiting and Cornelia O. Whiting, children of the late F. A. Whiting.

H. B. No. 895, an Act to secure to the State of Mississippi certain lands under grants of Congress.

H. B. No. 1030, an Act entitled an Act to incorporate the Farmers', Mechanics' and Laboring Men's Company, and for other purposes.

H. B. No. 141, an Act to change the name of the city of Shieldsboro, and to amend the Act of incorporation of the same.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

At six o'clock, the House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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TUESDAY, March 3, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Johnson, of DeSoto.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Boyd of Attala, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Edwards, Feemster, Ford, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones,

Leggett, Lynch, McFarland, McCain, Mackey, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Stevens, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Southworth, Street, Stone, Shorter, Smothers, Stubbs, Sykes, Simmons, Truehart, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—95.

ABSENT—Messrs. Byrd of Franklin, Byrd of Pearl, Bufkin, Fitzhugh, Foxworth, Kendrick, Landers, Monroe, Mosely, Reese, Richards of Yazoo, Shattuck, Stockstill, Spelman, Tate and Washington—16.

The reading of the Journal of yesterday was dispensed with. Leave of absence granted to Mr. Landers.

A communication from the Board of Trade, of South Carolina, was read and referred to the Committee on Railroads.

On motion, business on the Speaker's table, was taken up.

H. B. No. 897, an Act to secure the State certain lands heretofore granted for the appraisement and sale of same, and for other purposes;

Was taken up, and Senate amendment concurred in.

S. B. No. 639, an Act supplemental to an Act entitled an Act to regulate the tax on privileges, and provide a uniform license system;

Was taken up.

Mr. Street offered the following amendment to the bill:

*Provided*, That the salary of the Mayor of Jackson shall not exceed one thousand dollars per annum.

Mr. Avery moved to table the amendment.

The motion to table prevailed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Matthews, Morgan, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Shorter, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Chamberlin, Cowart, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Feemster, Ford, Foxworth, French, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—44.

And the bill was laid upon the table.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes;

Was taken up, and the following amendments were adopted:

#### AMENDMENTS:

By Mr. Eckford—

Insert after the word "Auditor," in section 1, the words "and County Treasurer."

By Mr. Tison—

*Provided*, That the whole amount paid any Clerk, Levee Treasurer or Commissioner out of both State and County Treasuries, shall not exceed two hundred dollars.

And the bill was read the third time and passed.

The Chair appointed the following gentlemen on the committee requested by Mr. Palmer to investigate certain charges made against him: Messrs. Peyton, Southworth and Truehart.

The Chair appointed as special committee on H. B. No. 1063, making an appropriation to defray the expenses of the State Government for the year 1875: Messrs. Street, French, McFarland, Stone and Johnson of DeSoto.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Randolph, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor for his signature, the following entitled bills, viz.:

S. B. No. 642, an Act in relation to the public revenue.

S. B. No. 650, an Act in relation to the collection of the taxes for the year 1874, accrued upon lands forfeited for non-payment of taxes.

The report was received, and spread upon the Journal.

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

MR. SPEAKER—Your Committee on Engrossed Bills have examined, and found correctly engrossed, House Bills Nos. 679, 968, 900 and S. B. No. 56.

Respectfully,

A. M. CHAMBERLIN,  
*Chairman pro tem.*

The report was received and ordered spread upon the Journal.

S. B. No. 648, an Act to provide for the collection of revenue improperly withheld from the State and County Treasurers;

Was taken up, read three several times under the rules, and passed; title standing as stated.

H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes, with Senate amendments, was taken up;

And the amendment was disagreed to.

A committee of conference was asked for;

And the Chair appointed Messrs. French, Archer and Truehort.

H. B. No. 646, an Act to require the Chancery Clerks of Adams county to keep separate books for the record of chattel deeds;

Was taken up, and the Senate amendment was concurred in.

H. B. No. 979, an Act to repeal an Act authorizing the Board of Supervisors to employ an Attorney at a stated salary, in so far as the same applies to the counties of Carroll, Montgomery, Neshoba, Scott, and others, with Senate amendment, was taken up.

Mr. Richards, of Lowndes, moved to amend the Senate amendment, by striking out Lowndes.

The amendment was adopted.

Mr. Matthews moved to amend Senate amendment by striking out Panola;

Which was carried.

Mr. Walker moved to amend Senate amendment by striking out Chickasaw;

Which was carried;

And the Senate amendment, as amended, was disagreed to.

H. B. No. 1044, an Act to amend an Act entitled an Act to revise certain stock laws so far as the same relates to Lowndes county, approved December 19, 1874;

Was taken up, and the Senate amendment concurred in.

H. B. No. 1056, an Act to authorize the city of Meridian to use the jail of Lauderdale county;

Was taken up, and the Senate amendment concurred in.

S. B. No. 363, an Act to extend the corporate limits of the city of Oxford, in the county of Lafayette;

Was taken up with House substitute, and Senate amendment to the same was taken up, and the Senate amendment was concurred in by the following vote:

YEAS—Messrs. Avery, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cowart, Cotten, Clemens, Chiles, Chavis, Edwards, French, Gill, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, McFarland, McCain, Matthews, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Walker of Monroe—52.

NAYS—Messrs. Atkins, Akers, Applewhite, Boyd of Attala,

Cook, Champlin, Chamberlin, Chandler, Campbell, Crecelius, Devall, Denson, Eckford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Southworth, Stockstill, Street, Stubbs, Thompson of Greene, Tison, Walker of Alcorn and Wynn—35.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By Mr. Gilmer—

I vote "no," because I have no evidence that a majority of the citizens of Oxford want this change in their corporate limits and city government.

S. B. No. 392, an Act to change the boundary lines of Sumner, Choctaw and Montgomery counties, and for other purposes;

Was taken up, read twice under the rules, and referred to the Committee on County Affairs.

S. B. No. 595, an Act to repeal an Act to revise certain stock laws, so far as the same relates to the county of Lowndes, approved December 19, 1874;

Was taken up, read twice under the rules, and indefinitely postponed.

S. B. No. 600, an Act to change the name of Myria Ella Barnett to that of Myria Ella Staggs;

Was taken up, read three several times and passed; title standing as read.

S. B. No. 602, an Act to amend the charter of the city of Canton;

Was read three several times under the rules, and passed; title standing as stated.

S. C. Res. No. 54, to appoint a committee to examine the pending bills, and report on the same, etc., was taken up, the blank filled with five, and the amendment concurred in. Committee on part of the House: Messrs. Street, Chamberlin, Truehart, McCain and Jones.

S. B. No. 555, an Act for the relief of Hon. J. D. Cessor, as Commissioner for the relief of the suffering by the overflow of the Mississippi river, was taken up, and the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Lynch, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, and the bill read the third time and passed.

The following was the vote:

YEAS—Messrs. Applewhite, Avery, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Cowart, Cotten, Clemens, Chavis, Devall, Eckford, Edwards, French, Gill, Green, Gayles, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Matthews, Morgan, Nathan, Pat-

terson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stevens, Smith of Tunicá, Southworth, Street, Stone, Smothers, Stubbs, Sykes, Simmons, Truehart, Thompson of Lowndes, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—59.

NAYS—Messrs. Atkins, Akers, Chamberlin, Chrismas, Chandler, Campbell, Crecelius, Denson, Feemster, Garrett, Johnson of Itawamba, Mackey, Martin, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Thompson of Montgomery, Tison and Walker of Alcorn—20.

S. B. No. 591, an Act to amend sections 987 and 1280 of the Revised Code of 1871, in relation to Chancellors;

Was read twice, and lies over.

S. B. No. 622, an Act to prevent minors or other persons unlawfully clinging to locomotive engines or cars;

Was read three several times under the rules, and passed; title standing as read.

S. B. No. 593, a bill to be entitled an Act for the relief of J. M. Jayne, Sr., Cashier of the Rankin County Savings Institution;

Was read twice under the rules, and referred to the Committee on Corporations.

S. B. No. 615, an Act to authorize the Board of Supervisors of Winston county to levy a special tax to pay certain outstanding school warrants;

Was read three several times under the rules, and passed; title standing as stated.

S. B. No. 380, an Act entitled an Act to establish the fees of certain officers;

Was read twice under the rules, and made the special order for Thursday, at 4 o'clock, P. M.

S. B. No. 643, an Act amendatory of, and supplemental to an Act to change the time of holding the Chancery Courts in the Eight Chancery District;

Was read three several times, under the rules, and passed; title standing as stated.

S. B. No. 610, an Act to repeal certain provisions of an Act entitled an Act to extend the corporate limits of the city of Natchez, and for other purposes, approved April 17, 1871;

Was taken up, and referred to a special committee composed of the members from Adams county, with leave to report at any time.

Mr. Shadd moved that the rules be suspended to allow him to introduce a bill.

The motion did not prevail.

S. B. No. 617, an Act to change the time of holding the Circuit Court of Winston county, in the Seventh Judicial District;

Was read three several times and passed; title standing as read.

S. B. No. 618, an Act to regulate legal publications in the First Judicial District;

Was read twice under the rules, and referred to the Committee on Printing.

S. B. No. 624, an Act in relation to the destruction of certain uncurrent funds in the State Treasury, and for other purposes;

Was read twice under the rules, and lies over.

MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has passed the following entitled bills, to-wit:

H. B. No. 916, an Act for the relief of J. J. Saucier, Sheriff of Hancock county.

H. B. No. 992, an Act to incorporate the Grayville and Grand Lake Ferry Company.

H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county.

H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county.

H. B. No. 1041, an Act to regulate the salary of the Physician and Clerk of the Penitentiary.

H. B. No. 988, an Act for the relief of John M. Nelson, of Tishomingo county.

S. B. No. 430, an Act to incorporate the Jackson Furniture Manufacturing Company.

S. B. No. 646, an Act for the relief of the various school funds existing in the State of Mississippi.

Respectfully,

W. C. WHITE.

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 737, an Act for the relief of J. C. McLeod, of Franklin county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has concurred in House amendments to the following entitled bills, to-wit:

S. B. No. 426, to reduce the expenses of the Judiciary Department of the State.

S. B. No. 616, an Act supplemental to, and amendatory of an Act entitled an Act to reduce the salaries of public officers.

S. B. No. 642, an Act in relation to the public revenue.

S. B. No. 516, an Act in relation to the compensation of Assessors.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

## MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 3, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House of Representatives, without his approval, H. B. No. 1025, an Act for the relief of W. T. Hewett and T. L. Mellon, and to transmit the inclosed communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bills, to-wit:

S. B. No. 644, an Act to repeal an Act entitled an Act to amend section 2679 of the Revised Code of 1871, approved March 11, 1873.

S. B. No. 496, an Act to provide for granting leave of absence from the State to Judges of the Supreme Court.

S. B. No. 197, an Act for the relief of Thomas Douglass.

S. B. No. 556, an Act to provide for the better security of the public funds in the State Treasury.

S. B. No. 603, an Act to prohibit the Board of Supervisors of the counties heretofore embraced in any levee law in this State, from assuminff or paying any indebtedness for levee work.

S. B. No. 627, an Act to amend an Act to amend the charter of Yazoo City, approved April 5, 1872.

S. B. No. 652, an Act in relation to Alcorn University.

S. B. No. 426, an Act to reduce the expenses of the Judiciary Department of the State.

S. B. No. 450, an Act to reduce the salaries of Superintendents of Education in this State.

H. B. No. 879, an Act to provide for payment of a lawyer's fee to Shelton & Shelton.

H. B. No. 484, an Act to provide for a Road Master in Warren county.

H. B. No. 1011, an Act to repeal an Act to prohibit the sale of intoxicating liquors within five miles of the town of Kosciusko, approved February 6, 1873.

H. B. No. 1048, an Act to extend the limits of the town of Summit, Pike county, Mississippi, and for other purposes.

H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river.

H. B. No. 1047, an Act to amend an Act to prohibit the

sale of vinous, spirituous and malt liquors within three miles of China Grove Church, Pike county, Mississippi, approved March 11, A. D. 1873.

H. B. No. 823, an Act to provide for the formation of companies for running, driving, booming, and rafting logs, timber and lumber, and regulating the floating thereof.

H. B. No. 677, an Act to incorporate the Shaw Manufacturing Company of Water Valley.

H. B. No. 965, an Act to provide a remedy by attachment against ships, steamboats, and other water crafts.

S. B. No. 590, an Act supplemental to and amendatory of an Act entitled an Act to reduce the salaries of public officers.

H. B. No. 598, an Act to authorize the Treasurer to assign and transfer to the Greenville, Columbus and Birmingham Railroad Company the indebtedness due the State from the Mississippi Central, and the Mississippi and Tennessee, and Mobile and Ohio Railroad Companies.

The report was received and ordered spread upon the Journal. Mr. Champlin introduced—

H. B. No. 1064, an Act to authorize the Secretary of State to furnish the offices of the Clerks of the Chancery and Circuit Courts of Jackson county with the State Reports, Revised Code, and such other books as are usually furnished to such offices by the State;

Which was read three several times under the rules and passed; title standing as read.

H. B. No. 36, an Act to regulate the sale of the Reports of the Supreme Court of the State, was called from the Judiciary Committee.

Mr. Street moved to table the bill.

The motion to table was lost by the following vote:

YEAS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Bufkin, Cook, Chandler, Campbell, Crecelius, Devall, Feemster, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Packwood, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn and Wynn—33.

NAYS—Messrs. Avery, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Champlin, Cessor, Chamberlin, Cotten, Chavis, Davis, Ford, Foxworth, French, Gill, Green, Gayles, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Matthews, Patterson, Palmer, Peal, Peyton, Rogers of Marshal, Randolph, Richards of Lowndes, Stevens, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Williams, Weatherly, White and Walker of Monroe—47.

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French moved to reconsider the vote by which S. B. No. 502, an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes, passed the House.

The motion to reconsider prevailed.

Mr. French moved to amend as follows:

SECTION 3. *Be it further enacted*, That for the purpose of facilitating said work, three hundred dollars, or so much thereof as may be necessary, shall be paid by the Auditor of Public Accounts, on the voucher of the Secretary of State, out of the appropriation now provided by law for commissions for assessing real and personal property.

The amendment was adopted, and the bill passed; title standing as stated.

#### MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, March 3, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House, without his signature, H. B. No. 649, an Act to repeal an Act in relation to the State Board of Equalization, approved April 2, 1874, and to transmit the following communication in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

#### INTRODUCTION OF A RESOLUTION.

By Mr. Walker, of Monroe—

*Resolved*, That the Speaker and Clerk of the House be, and they are hereby authorized and required to sign and deliver to members, at any time after the passage of this Resolution, pay certificates on account of balance due them on salary for present session.

The resolution was adopted.

Under a suspension of the rules, Mr. Avery introduced H. B. No. 1065, an Act for the relief of Mrs. Charity A. Holland, wife of the late George H. Holland, State Treasurer.

The bill was read twice under the rules, and the House went into the Committee of the Whole for the further consideration of the bill, and after some time spent therein, the Committee arose.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 576, an Act to repeal an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, as to Lee, Itawamba and Attala.

S. B. No. 547, an Act to amend section 1334 of the Revised Code of 1871, in reference to appeals to Supreme Court.

S. B. No. 632, an Act to release the payment of all delinquent personal and poll taxes prior to January 1, 1874, and to discharge all persons from liability on account thereof.

H. B. No. 1060, an Act to incorporate the town of Waterford in the county of Marshall.

S. B. No. 640, an Act to pay certain unliquidated claims against the State on account of the Lunatic Asylum.

H. B. No. 945, an Act in relation to the collection of the five cent levee tax.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives, that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 3 1, an Act for the relief of Thomas W. Hunt, of Jefferson county, Mississippi.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, March 3, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that the following entitled bills have become laws by operation of article 4, section 24, of the Constitution:

H. B. No. 969, entitled an Act to incorporate the Moss Point and Pascagoula Telegraph Company.

H. B. No. 1029, entitled an Act to make county warrants receivable for taxes in Wilkinson county.

Respectfully,

JAMES HILL,

*Secretary of State.*

Mr. Sykes, at 1:50 o'clock, moved to adjourn.  
The House adjourned.

#### AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.  
Speaker Shadd in the chair.  
Quorum present.

By general consent, Mr. Tison introduced H. B. No. 1066, an Act entitled an Act to provide for the election of Tax Collectors in the several counties in this State;

Which was read the first time, and lies over.

Mr. Truehart introduced H. B. No. 1067, an Act to amend section 19 of an Act entitled an Act to incorporate the West and East Railroad Company, approved April 15, 1872;

Which was read three several times under the rules, and passed; title standing as stated.

S. B. No. 636, an Act for the relief of certain citizens in the town of Greenville, county of Washington;

Was taken up and read twice.

Mr. Packwood offered the following amendment to the bill:

*Provided*, Such relief shall not cover any property on which insurance has been collected.

The amendment was adopted;

And the bill was read the third time and passed; title standing as read.

S. B. No. 495, an Act to change the boundary lines of Senatobia, Tate county, and for other purposes;

Was read a third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 497, an Act to declare Mrs. Fannie Tobias, a married woman, a free dealer;

Was read a third time and passed; title standing as read.

S. B. No. 620, an Act entitled an Act to locate the seat of justice of the county of Sumner, and for other purposes;

Was indefinitely postponed.

S. B. No. 39, appropriating money to pay the balance of expenses incurred in removing the remains of the late Hon. W. L. Sharkey, from Washington, D. C.:

Was taken up, and indefinitely postponed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 605, an Act to authorize the Governor to appoint an additional Constable in Supervisor's District No. 2, in the county of Grenada;

Was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 564, a bill to be entitled an Act to amend section 106, of the Revised Code of 1871, in relation to appointments to office by the Governor and State Board of Equalization;

Was taken up and tabled.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 638, an Act in relation to the compromise of debts due the estates of decedents;

Was taken up, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 641, an Act to restrict the official Acts of the Naylor of Macon, in Noxubee county;

Was read twice under the rules, and lies over.

S. B. No. 483, an Act to authorize the construction and use of street railroads in the city of Biloxi, Harrison county;

Was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. J. R. No. 57, providing for an amendment to the Constitution;

Was taken up, and failed to pass its first reading by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Boyd of Attala, Clover, Cook, Champlin, Cowart, Chiles, Crecelius, Devall, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Hasie, Harris, Jones, Johnson of Itawamba, Mackey, Martin, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Smith of Tunica, Smith of Jasper, Stockstill, Street, Stone, Spelman, Thompson of Montgomery, Thompson of Greene, Tison, Walker of Alcorn, Walker of Monroe and Wynn—57.

NAYS—Messrs. Atkins, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Caradine, Chamberlin, Christmas, Cotten, Chavis, Davis, Harrison, Johnson of DeSoto, Lynch, McFarland, McCain, McNeese, Nathan, Palmer, Randolph, Richards of Lowndes, Spight, Smith of Claiborne, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Mr. Speaker—32.

By Mr. Spight—

I vote "no," because I think the proposed amendment an insult to the tax-payers of the State, after we have voted down an amendment, providing for biennial sessions.

S. B. No. 645, an Act to facilitate settlement by Collectors of Taxes in Yazoo county, for the fiscal year 1873, and for other purposes;

Was taken up, and read twice under the rules.

Mr. Street moved to amend by striking out "and required," in third section;

Which was tabled;

And the bill was read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Chair appointed the following committee on S. J. Res. No. 56: Messrs. Champlin, Jones and Willborne.

H. B. No. 1016, an Act to amend the laws of the State in relation to public printing, with Senate amendment, was taken up, and the Senate amendment agreed to.

Further action upon the bill was precluded by the usual motion to reconsider and table.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 478, an Act to amend an Act to incorporate the City of Water Valley.

H. B. No. 474, an Act to repeal an Act prohibiting the sale of spirituous liquors in the town of Arkabutla, in Tate county.

H. B. No. 404, an Act to amend the charter of the town of Boonville.

H. B. No. 374, an Act to change the time of holding the Chancery Court in the county of Adams.

H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties.

H. B. No. 797, an Act to declare Harriet Thompson and Henry Philpot, heirs-at-law of Henry Philpot and Elizabeth Philpot, deceased.

H. B. No. 1020, an Act to authorize the Board of Supervisors of Marshall county, to appoint cotton weigher, and for other purposes.

H. B. No. 636, an Act amendatory to an Act to revise the charter of the city of Vicksburg.

H. B. No. 640, an Act for the relief of A. T. Hudson, of Tate county.

H. B. No. 594, an Act to repeal all Acts in relation to the corporation of Camargo, in Monroe county.

H. B. No. 515, an Act entitled an Act to amend an Act entitled an Act to amend an Act to incorporate the town of Rienzi, in the county of Alcorn.

H. B. No. 1016, an Act to amend the several Acts of the State in relation to public printing, with amendments.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 3, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 484, an Act to provide for a Road Master in Warren county.

H. B. No. 677, an Act to incorporate the Shaw Manufacturing Company of Water Valley.

H. B. No. 791, an Act to authorize J. M. Major to establish and keep a ferry across Tallahatchie river.

H. B. No. 823, an Act to provide for the formation of companies for running, drifting, booming and rafting logs, timber and lumber, and regulating the floating thereof.

H. B. No. 878, an Act to provide for the payment of a lawyer's fee to Shelton & Shelton.

H. B. No. 1047, an Act to amend an Act to prohibit the sale of vinous and spirituous and malt liquors within three miles of China Grove Church, Pike county, approved March 11, A. D. 1873.

H. B. No. 1048, an Act to extend the limits of the town of Summit, Pike county, Mississippi, and for other purposes.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

Mr. Street, on behalf of Special Committee, reported H. B. No. 1058, an Act making an appropriation to defray the expenses of the State government for the year 1875, and the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the Committee arose, and through its chairman, Mr. Avery, reported the bill back to the House, with the following amendments, and recommended its passage, as amended.

#### AMENDMENTS.

Insert between the first and second lines, the words "executive account."

Amend the tenth clause by striking out \$800 and inserting \$500.

Insert between the lines twenty-one and twenty-two the following:

To pay the expenses of converting certain United States bonds into currency, under the provisions of section 2, of an Act to regulate the exchange of Certificates of Indebtedness for warrants and for other purposes, which became a law by operation of the Constitution, March 3, 1875, \$300.

Amend line thirty-five by striking out "\$2,000" and inserting "\$1,500."

Strike out line thirty-seven.

Amend line thirty-eight by striking out "\$4,000" and inserting "\$1,600."

Amend line thirty nine by striking out "1,500" and inserting "\$1,300."

Amend line forty-one by striking out "\$1,000" and inserting "\$500."

Amend line nine by striking out "\$2,900" and inserting "\$800."

Amend line fifty-four by striking out "\$4,500" and inserting "\$3,000."

Amend by adding the following to line sixty-five.

*Be it further enacted*, That Oxford and Alcorn Universities shall be entitled to the interest on the Agricultural Land Scrip Fund in addition to the appropriation herein made, and the said interest shall hereafter be divided equally between the said two Universities.

Amend by inserting between lines sixty-five and sixty-six the following:

*Provided*, That this shall be in lieu of the annual appropriation for 1875, and \$15,000 shall be the only appropriation, and this shall include any amount already drawn during the present year.

Amend line thirty-seven by striking out "\$66,000" and inserting "\$70,358 88."

Amend line seventy-nine by striking out "\$27,000" and inserting "16,000," and for executive and all other departments, "\$9,000."

*Be it further enacted*, That not more than one-half of the appropriation for any State institution shall be drawn before the first day of July, nor shall any appropriation for contingent expenses be drawn until such expenses have been actually incurred. And one-third of all the warrants drawn by the Auditor of Public Accounts, on and after the first day of July, 1875, under and by reason of the provisions of this Act, shall be exchanged for State bonds, under the funding laws now in force. And when any warrants are drawn, the Auditor shall issue one-third of any claim separate from the other two-thirds, and designate on the face of said one-third that such warrant or warrants are receivable only for bonds, and they shall not thereafter be receivable or payable.

Amend by adding the following section:

SEC. 2. *Be it further enacted*, That all expenses incurred under chapter 46 of the Revised Code of 1871, as amended by an Act approved February 25, 1875, shall be paid out of any funds in the State Treasury not otherwise appropriated, upon the requisition of the Paymaster-General, approved by the Governor, upon the Auditor of Public Accounts; and that so much of section 4 of an Act entitled an Act to regulate the payment of taxes, and for other purposes, approved April 17, 1873, as is in conflict with this section, be and the same is hereby repealed.

The report of the Committee of the Whole was received, and the bill was made the special order for to-morrow morning at 10:38 o'clock.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has recessed from

its amendment to H. B. No. 1052, an Act in relation to the public school fund.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 582, an Act entitled an Act to amend the charter of the town of Duck Hill.

H. B. No. 349, an Act to incorporate the Brookhaven Dime Deposit and Savings Bank of Lincoln county, Mississippi.

H. B. No. 311, an Act to incorporate the Lincoln County Savings Institution.

H. B. No. 943, an Act to provide for the equitable distribution of the School Fund in Prentiss county.

H. B. No. 964, an Act to incorporate the Chickasahay Ferry Company, of Wayne county.

H. B. No. 1005, an Act for the relief of Buckley and McNabb, of Hinds county.

H. B. No. 1026, an Act in relation to sale of delinquent lands in Prentiss county.

H. B. No. 1027, an Act to be entitled an Act to amend sections 1684 and 1685 of the Revised Code of 1871, in relation to return of assessments.

H. B. No. 1045, an Act to amend section 2450 of the Revised Code of 1871, in relation to judgments against certain insurance companies.

H. J. R. No. 15, memorializing Congress in respect to the cotton tax levied on all cotton produced in the State of Mississippi for the years 1863 to 1868, inclusive.

H. B. No. 176, a bill to be entitled an Act to incorporate the Winona Institute.

H. B. No. 507, an Act to amend article 33, paragraph 2699 of the Revised Code, in relation to miscellaneous offenses.

H. B. No. 675, an Act to remove the civil disabilities of Martin M. Norman, a minor, of Franklin county.

H. B. No. 676, an Act to amend section 2534 of the Revised Code of 1871, in relation to dueling.

H. B. No. 713, an Act for the relief of Thos. M. Griffin, of Hinds county.

H. B. No. 748, an Act of incorporation for the town of Huntsville, Montgomery county, Miss.

H. B. No. 1009, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors in the town of Brooksville, Noxubee county, or within two miles of said town, approved March 24, 1873.

H. B. No. 1015, an Act to require the incorporated towns in Holmes county, to have surveys and maps made of the town lots and real estate within their corporate limits.

H. B. No. 1018, an Act to prohibit the sale of vinous and spirituous liquors within two miles of Thyatia, Tate county, Miss.

H. B. No. 1042, an Act for the relief of the Presbyterian Church, at Aberdeen, Miss.

H. B. No. 755, a bill to be entitled an Act to repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors within three miles of Rankin Masonic Institute, Rankin county, Miss., approved February 11, 1873.

H. B. No. 841, an Act to authorize Frank A. Monroe, Administrator of the late Thomas B. Monroe, to make a final settlement with heirs.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house.

H. B. No. 875, an Act to authorize the Secretary of State to complete the sets of Mississippi Reports in the 1st District of Chickasaw county.

H. B. No. 740, an Act for the relief of the heirs of J. N. Cameron, deceased.

H. B. No. 795, an Act to authorize the Board of Supervisors of Lee county to sell certain lands, and for other purposes.

H. B. No. 950, an Act to authorize the continuance of all causes and motions undisposed of at the November term, 1874, of the Circuit Court of Warren county.

H. B. No. 954, an Act in relation to butchers and others dealing in live stock, such as cattle, sheep and hogs.

H. B. No. 982, an Act to authorize the Board of Supervisors of Prentiss county, to make allowances in certain cases.

H. B. No. 985, an Act to incorporate the Southern Christian Institute.

H. B. No. 1017, an Act to amend the charter of the town of Biloxi, Harrison county.

H. B. No. 1067, an Act to amend section 19, of an Act entitled an Act to incorporate the West and East Railroad Company, approved April 15, 1873.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

At 8:30 o'clock, Mr. Sykes moved to adjourn.

The House adjourned.

H. W. WARREN,

*Clerk of the House of Representatives.*

THURSDAY, March 4, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Handy.

Roll call:

PRESENT—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Chandler, Cotten, Clemens, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denison, Eckford, Edwards, Feemster, Ford, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Leggett, Lynch, Landers, McFarland, McCain, Mackey, Monroe, Matthews, Morgan, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Southworth, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Stubbs, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Thompson of Greene, Tison, Willborn, Williams, Weatherly, White, Walker of Alcorn, Walker of Monroe, Wynn and Mr. Speaker—103.

ABSENT—Messrs. Byrd of Franklin, Byrd of Pearl, Fitzhugh, Foxworth, Kendrick, Mosely, Shattuck, Stevens, Smith of Jasper and Washington—10.

The reading of the Journal of yesterday was dispensed with.

#### INTRODUCTION OF BILLS.

Mr. Clover introduced H. B. No. 1068, an Act in relation to the location of a Normal School in South Mississippi.

Mr. Gill offered the following amendment to the bill:

*Provided*, That the Governor shall also appoint Commissioners, as provided in this Act, to locate a Normal School in the eastern part of this State, in accordance with the provisions of this Act.

The proviso was adopted;

And the title was amended by inserting, and East Mississippi, and adopted as amended;

And the bill was read the third time and passed; title standing as stated.

S. B. No. 653, an Act to repeal an Act to amend an Act to amend section 2459, of the Revised Code of 1871, regulating the retail of vinous and spirituous liquors, and to enforce the right of women to petition and protest against such sale, was called up and read twice under the rules.

Mr. Johnson, of DeSoto, moved to table the bill.

Mr. Walker, of Monroe, moved to table the motion to postpone.

The motion to table prevailed.

#### THE SPECIAL ORDER.

The hour for the special order having arrived, the same was

postposed until the business before the House should be disposed of.

Mr. Clover moved the previous question on the passage of the bill.

The call for the previous question was sustained;

And under the operation thereof, the bill was read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. Caradine introduced H. B. No. 1069, an Act entitled an Act to fix the number of Representatives in certain counties in this State;

Which was read the first time, and lies over under the rules.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has agreed to a Committee of Conference on the following entitled bill, viz.:

H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes.

Committee on the part of the Senate, Messrs. Caldwell, Packer and Sessions.

H. B. No. 194, an Act to incorporate the Protection Independent Steam Fire Company No. 3, of Natchez, Mississippi as amended.

H. B. No. 708, an Act in relation to certain books in the office of the Secretary of State, as amended.

H. B. No. 860, an Act to provide for the payment of the expenses incurred in suppressing the late disturbance at Austin, Tunica county.

H. B. No. 1031, an Act entitled an Act to incorporate Ferrell Bridge Company, as amended.

H. B. No. 1046, an Act making an appropriation to pay for a safe furnished the Auditor of Public Accounts.

Also, substitute for the following bill: H. B. No. 435, an Act requiring all persons holding warrants against the county of Choctaw to present the same for registration.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills reported, as examined and correctly engrossed, the following bills, to-wit:

House Bills Nos. 661, 1064, and Senate Bills Nos. 600, 602, 555 and 502.

Respectfully,

W. H. JONES,  
*Chairman.*

The report was received, and ordered spread upon the Journal.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum.

H. B. No. 897, an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of the same, and for other purposes.

H. B. No. 909, an Act to amend the charter of the town of Ebenezer, in Holmes county.

H. B. No. 1010, an Act to amend section 2267 of the Revised Code of 1871, so far as it applies to Claiborne county, and the town of Port Gibson.

H. B. No. 882, an Act to change the time of holding the Circuit Court in the Fifth Judicial District, except as to the county of Claiborne.

H. B. No. 1019, an Act to empower the Sheriffs of Bolivar, Washington and Issaquena counties to sell the lands delinquent for the levee construction tax, levied and assessed by the Board of Levee Commissioners for said counties, and for other purposes.

H. B. No. 1059, an Act supplemental to an Act restricting the official acts of Mayors in certain cities and towns in their actions as *ex-officio* Justices of the Peace to the corporate limits of said cities and towns.

H. B. No. 473, an Act to repeal an Act to incorporate the Tennessee River Railroad, and for other purposes.

H. B. No. 1003, an Act supplemental to an Act to amend article 12, chapter 22, of the Revised Code of 1871.

H. B. No. 1020, an Act to provide for the enlargement of the Mississippi State Lunatic Asylum.

H. B. No. 1056, an Act to authorize the city of Meridian to use the jail of Lauderdale county.

H. B. No. 707, an Act for the relief of A. B. Holt.

The report was received, and ordered spread upon the Journal.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to His Excellency, the Governor, for his approval, the following entitled bills, to-wit:

H. B. No. 1016, an Act to amend the several Acts of the State in relation to public printing.

H. B. No. 1018, an Act to prohibit the sale of vinous and spirituous liquors within two miles of Thyatia.

H. B. No. 1052 an Act in relation to public printing.

The report was received, and ordered spread upon the Journal.

The special order, H. B. No. 1063, an Act making appropriations to defray the expenses of the State Government for the year 1875;

Was taken up, and the amendments reported by the Committee of the Whole, were adopted. Except the following amendments, which were not adopted, viz.:

Amendment to line 39, to strike out "1500," and insert "1300."

Amendment to line 54, to strike out "4500," and insert "3000."

The committee amendment to line 38, viz.: by striking out "4000," and inserting "1600," was adopted, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Yazoo, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Eckford, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Peal, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Southworth, Stockstill, Street, Shorter, Thompson of Montgomery, Tison, Williams and Wynn—48.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Caradine, Cessor, Cotton, Clemens, Davis, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Lynch, Landers, McFarland, McCain, Matthews, Mosely, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White, Walker of Alcorn and Mr. Speaker—42.

The House refused to amend the committee amendment to line 79, by striking out "9000," and inserting "14,000," by the following vote:

YEAS—Messrs. Avery, Brunt, Clover, Caradine, Chamberlin, Christmas, Cowart, Cotten, Clemens, Ford, Gill, Green, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, McFarland, Monroe, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peal, Randolph, Richards of Lowndes, Southworth, Spelman, Smothers, Simmons, Truehart, Thompson of Lowndes, Weatherly, White, Walker of Monroe and Mr. Speaker—39.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Bufkin, Cook, Champlin, Chandler, Chiles, Campbell, Crecelius, Chavis, Davis, Devall, Denson, Eckford, Feemster, Foxworth, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Johnson of Itawamba, Leggett, McCain, Mackey, Martin, McNeese, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Stock-

still, Street, Sykes, Thompson of Montgomery, Tison, Willborn and Wynn—47.

On motion of Mr. Avery, that portion of the bill in relation to printing, was referred to a special committee of five, with privilege to report at any time.

The Chair appointed as the committee: Messrs. Avery, Street, French, Southworth and Cessor.

Mr. Gill offered the following amendment:

“And the Governor is hereby authorized and required to purchase the warrants issued for the support of the Lunatic Asylum, at their full face value, with the agricultural land scrip fund now in his possession, and to fund said warrants on account of said fund;”

Which was dopted.

Mr. Street moved to amend the bill by striking out \$90,000 and inserting \$72,000 for the Insane Asylum.

The motion prevailed.

Mr. Gill offered the following amendment to the section of the bill making the allowance for the militia:

*Provided*, That not more than \$60,000 shall be expended under the provisions of this section.

Mr. Street moved to amend the amendment by striking out \$60,000 and inserting \$25,000;

Which was lost.

Mr. Tison moved to amend the amendment by striking out \$60,000 and inserting \$40,000.

The motion was tabled, and the amendment offered by Mr. Gill was adopted.

By Mr. Street—

Strike out all after 1873, and insert: “Shall be, and is hereby so amended as not to prevent the issuance of warrants on account of the militia, as provided in this section.”

The amendment was adopted.

By Mr. Street—

*Provided further*, That no expenditure shall be made under the provisions of this section, unless it becomes necessary to call the militia into active service.

The amendment was laid upon the table by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Butkin, Clover, Caradine, Cessor, Chamberlin, Christmas, Clemens, Chavis, Davis, Edwards, French, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Hasie, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Morgan, Matthews, Mosely, McNeese, Nathan, Patterson, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—53.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Cowart, Campbell, Crecelius, Devall,

Denson, Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, Peyton, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Thompson of Montgomery, Tison and Wynn—34.

By Mr. Tison—

*Provided*, That not more than \$5,000 shall be expended, unless the militia is called into active service.

The amendment was tabled, and the committee amendment in relation to the militia, as amended, was adopted.

Mr. Tison moved to amend line eight of the bill, by striking out 2,600, and inserting 1,500.

The amendment was laid upon the table, and line eight of the bill was adopted.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has receded from its amendment striking out section three, and has concurred in House amendments to Senate amendment, and agreed to said amendments as amended, on H. B. No. 1022, an Act to reduce taxes and enforce prompt settlements and payments by Tax Collectors.

And has also concurred in House amendments to Senate substitute for the following entitled bill, viz.:

H. B. No. 771, an Act to authorize compensation for labor required to be done, under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, viz.:

H. B. No. 968, an Act to provide for the immediate establishment of a Female Normal School at Fayette, in Jefferson county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, viz.:

S. B. No. 578, an Act to regulate the sale of vinous and spirituous liquors in the town of Iuka, notwithstanding the objections of His Excellency, the Governor, by the constitutional two-thirds majority.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills and resolution, to-wit:

H. B. No. 745, an Act to prevent the sacrifice of real estate sold under execution in chancery and deeds of trust.

H. B. No. 894, an Act for declaring valid certain powers by the Mayor and Aldermen of the city of Natchez.

H. B. No. 930, an Act to require the Assessors of the several counties of this State to make an enumeration of the educable children in each and every county of this State.

S. B. No. 658, an Act to amend an Act entitled an Act to incorporate the Vicksburg Ferry Company, approved June 30, 1870.

S. C. Res. No. 58, memorializing Congress to place the surviving soldiers of the Mexican war on the pension rolls of the United States, on the same footing as soldiers of the war of 1812.

Respectfully,

W. C. WHITE,

*Secretary of the Senate*

#### MESSAGES FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, March 4, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House, without his signature:

H. B. No. 1002, an Act to restrict the official acts of Mayors in certain cities and towns in their actions as *ex-officio* Justices of the Peace to the corporate limits of said cities and towns;

And to transmit the accompanying message in writing.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

H. B. No. 1002, with the message, was referred to the Committee on Unfinished Business.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 4, 1875. }

*To the House of Representatives:*

GENTLEMEN—I herewith return, without my approval, H. B. No. 1002, an Act to restrict the official acts of Mayors in certain cities and towns in their actions as *ex-officio* Justices of the Peace to the corporate limits of said cities and towns.

The object of this Act, so far as it relates to the city of Canton, has been accomplished by the passage of a subsequent Act;

so much as relates to the town of Woodville, seems not to be desired by the citizens of that town.

Respectfully,

ADELBERT AMES,  
Governor.

#### REPORT OF CONFERENCE COMMITTEE.

The Conference Committee on H. B. No. 810 made the following report:

MR. SPEAKER—Your Conference Committee, to whom was referred Senate amendments to H. B. No. 810, an Act to improve the Penitentiary buildings, and for other purposes, have had the same under consideration and agreed to recommend that the Senate recede from its amendment to section one, and that the House concur in Senate amendment striking out section four.

Respectfully,

CHAS. CALDWELL,

*Chairman on part of the Senate.*

O. C. FRENCH,

*Chairman on part of the House.*

The report was received, and agreed to.

Mr. Cessor, in behalf of the committee appointed to investigate the late insurrection in Warren county reported; the report was received, and ordered spread upon the Journal.

#### REPORT OF JOINT SPECIAL COMMITTEE.

MR SPEAKER—Your Joint Special Committee, appointed under a joint resolution providing for the appointment of a committee to investigate the late insurrection in Warren county, and also the alleged frauds, forgeries, embezzlements, etc., of officials and ex-officials of said county, hereby respectfully submit the following:

In accordance with the instructions in the resolution, your committee proceeded to Vicksburg and commenced by taking the testimony of witnesses upon what was alleged to have been the primary causes for all the troubles in that county, viz.: 1st. The forgeries and malfeasance of the officials; 2d. The insufficiency of the bond of Peter Crosby, as Sheriff and Tax Collector; 3d. The probability of collusion and conspiracy between Crosby and the officials and ex-officials under indictment to the end that they—the indicted officials—should escape punishment for their crimes, and the ends of justice be defeated by the Sheriff packing the petit juries that were to sit in judgment upon their cases.

As to the first of the above charges, your Committee elicited from several witnesses a large amount of testimony which will be found immediately following this report, as an appendix

thereto. It was also ascertained that all the officials and ex-officials against whom charges of forgeries and malfeasance had been made were, at the time your Committee commenced its investigation, and had been for some time previous to the date of the insurrection in said county, under indictment by the Grand Jury. The courts had full and complete power to punish, if found guilty. The parties had been duly and promptly arrested, were under good bonds for their appearance when called upon, and the objects and injunctions of the laws carried out to the fullest extent. The Grand Jury that had their cases under consideration, a large majority of whom were colored, according to the evidence, almost unanimously voted in the affirmative for indictment. Nothing was presented in evidence which goes to show that any effort was made by parties in power, in any manner whatever, to shield or protect the officials charged with crimes. Therefore, this certainly could not be considered as a reasonable cause or excuse for an outbreak.

The evidence taken by the Committee, in relation to the charges against the officials, is *ex-parte*, and for that reason, as well as for the one that persons should not be considered guilty until proven so in the Courts; also that it would be prejudicing and prejudging their case should your Committee pass upon the evidence; that prevents your Committee from commenting upon the matter except so far as to their acts being precedent causes for subsequent violation of law by some of the citizens of the county of Warren, and city of Vicksburg.

As to the insufficiency of the bond of the Sheriff, your Committee was unable to glean much authentic information. A certified copy of the Sheriff and Tax Collector's bond is herewith submitted.

Even though the bonds were not worth one dollar as securities, which has never been charged, legal and peaceful means are provided in the statutes of our State for compelling a rectification. [See Code, section 315.] The legal means seem never to have been resorted to until after the Sheriff had been compelled to resign by an armed body of men.

It is stated, in evidence, that the Board of Supervisors had been called upon at various times, to assemble to take into consideration the insufficiency of Crosby's bond, and that a disposition was manifested to evade their duty in that respect. Even if such was the case, and your Committee do not believe it to be borne out by the evidence, there was another mode prescribed by the statutes, which seems not to have been taken advantage of until after *mob violence* had succeeded in ousting the officials, which was by seeking the aid and interposition of a court of chancery, by injunction; therefore, the insufficiency of the bond of Crosby as a precedent cause, does seem to your Committee to have been unreasonable.

As to the third, viz.: The suspicion of a collusion or a

conspiracy between Crosby, the Sheriff, and the indicted officials, we have but to say, that after a careful examination, we are led to the presumption that it was merely an invention to be used as an adjunct to a political plot to obtain possession of the county offices, which your Committee believe to be the underlying cause of all of the trouble in the county of Warren, and which it is believed will be apparent by a careful perusal of the evidence. Nothing is shown to warrant the suspicion that a conspiracy existed between Crosby and the officials under indictment, and he might have as reasonably been suspected of an intended violation of law in any other respect, merely because he had the power so to do. It is not right nor just to suspect an individual of the desire or intention to commit a murder or any other crime, merely because he has the ability.

Your Committee have received the foregoing as the causes of the troubles in the city of Vicksburg, from the testimony of various persons who presented themselves for examination. A request was made by the Committee, through its Chairman, of a gentleman who was designated as the President of the Tax-Payers' League (so called), under whose auspices the demand upon the officials to resign was made, that the names of fifteen witnesses to present the Tax-Payers' *grievances* and causes that led to the disturbances; which request was refused. The reasons given will be shown in the correspondence printed with the testimony—(see correspondence). For this reason, the Committee were compelled to rely upon witnesses who presented themselves. The foregoing are the alleged causes for the subsequent action of the Tax-Payers' League and their allies, which was as follows: Upon the second day of December, 1874, a meeting was held at the Opera House, in the city of Vicksburg; a committee was appointed by that meeting to investigate and report whether or not all legal means had been exhausted in reference to the offending officials. That committee brought in two reports, one a majority report, and the other a minority report. The majority report informed the meeting that all legal means had *not* been exhausted. The minority report, on the contrary, was of the opinion that all legal means had been exhausted. The minority report was adopted, and the meeting immediately resolved to appoint a committee whose duty it should be to wait upon the Sheriff, Chancery Clerk, Treasurer, Coroner, and Justice of the Peace—all colored—and demand their immediate resignations. The committee was appointed, and proceeded to the Court-house, and there made the demand of the Sheriff and Chancery Clerk, which demand was refused. The committee then returned and reported to the meeting that the demand had been refused; whereupon, the meeting, which was composed of from three to four hundred men, repaired, in a body, to the Court-house, and demanded the resignation of the Sheriff, who was the only officer found—the rest having fled.

Violence was insinuated—if not openly avowed, it was threatened—if the demand to resign was not instantly complied with. To save his life, the Sheriff acceded to the demand.

The Chancery Clerk, Davenport, made his escape, and left the city. The mob—for such it must be called, for they were acting under no authority of law—then and there appointed one John D. Beaird, from among their number, to take charge of the Court-house, jail, and all county property. Said Beaird did take possession of the same. Such was the condition of affairs on December 2, 1874.

The Sheriff forced to resign, and one appointed of the mob in possession of the county property—no effort having been made to enjoin from collecting the taxes—and the Chancery Clerk and Coroner compelled to flee from the city.

Crosby left the city and proceeded to Jackson, and after advising with some friends, concluded to return to Warren county and re-assume possession of his office. He attempted to do so, on Friday, December 4th, when an alarm was sounded from the tower of the Court-house, and the city was again thrown into a state of excitement. Men moved from their homes and places of business with their guns to the Court-house, but when they arrived they found that Crosby had gone. A feeling of great excitement seems to have prevailed among the citizens of Vicksburg, which evidently extended only to the white citizens of Vicksburg; as it appears from the evidence, that the colored citizens of Vicksburg remained at their homes, and were not engaged in any turbulent transactions whatever. On Saturday, the 5th of December, a card appeared and was circulated through the city of Vicksburg and Warren county, signed by Crosby, calling upon all Republicans and good citizens to assist him in regaining possession of the Sheriff's office, from which he had been ousted by force.

This card was read in several of the county churches, and information was conveyed to the people in the county that it was their Sheriff's desire and order that they should come as a *posse comitatus* to the city and assist him to regain his office. Under the instructions then given, about five hundred men, women and children, repaired, by various roads, in the direction of the city of Vicksburg. A portion only of the number were armed, and these arms were of the poorest quality.

It is not shown by the evidence, that it was the intention of this number to commit any act of violence against the citizens of Vicksburg, but that their object was but to assist the Sheriff in regaining possession of his office.

Some were even ignorant of what was desired of them, and only knew that the Sheriff had ordered them, and believed they were compelled to obey the orders of the Sheriff.

The first squad that approached the town seems to have

approached by what is known as the Grove street road. Their approach was noticed from the tower of the Court-house, when an armed force proceeded to meet them outside of the city limits. After some parleying and consultation between one Andrew Owens, the leader, and Peter Crosby, the Sheriff, they were returning to their homes, and had proceeded about a mile, when they were fired upon by the armed white men.

From that time desultory firing commenced, which seems to have been almost exclusively confined to the whites. The colored people broke and run in various directions, and were followed closely by the whites, who succeeded in killing three; the number of wounded is not known. The weight of the evidence goes to show, in fact, nearly every witness examined on the matter, testifies that the colored men were returning peaceably toward their homes when fired upon.

No preconcerted intention to fight even in self-defense seems to have been fixed upon by them, as barely a faint show of resistance was presented when they were attacked; and the stampede which followed was probably as much caused by surprise and astonishment at the action of the whites as through fear. This fight (if such an affair can be called by that name, where one side is intent on doing all the killing, and the other side upon clearing space), was the signal for a general attack upon the colored people wherever found in squads.

At a place known as "The Shirley House," where a number of colored men had taken refuge, the doors were forced open, the house broken into, and the loss of eleven lives on the colored side was the result.

One white man was killed.

One instance of killing will be given here to show the extreme desire for blood by some of the persons engaged in the fight. (*who it is said were* DEFENDING THEIR HOMES AND THEIR FIRESIDES FROM INVASION), taken from the testimony of one witness, and corroborated by others, and never denied by any:

In the suburbs of the city of Vicksburg, lived a half-witted old colored man, named Tom. Bitterman, or Bedderman, who obtained a livelihood by fishing and hunting. His gun to him was what tools are to a mechanic—a library to a lawyer, or instruments to a surgeon. On the night of the 8th December, a body of men rode up to his house, hollowed to him to come to the door, which he did; they then asked him if there were any guns inside? when he answered, there was a gun, which was his property.

A demand was then made for it, which he unwittingly refused, saying it was his property; whereupon, his body was immediately pierced with bullets. The gun was then taken from the peg on which it hung, as a trophy of the victory.

From the testimony of Ann Toles, on page 195, it will be seen that men were taken from the road and murdered, and their bodies left unburied for days—the whites seeming to

have no inclination to bury them, while the colored people were afraid to give their relatives and friends Christian sepulture.

From the testimony of Sarah Jane Green, on page 200, it will be seen that the murderers were robbers as well, and confiscated to their own use such property as their victims had about them at the time of their deaths.

On page 230 the testimony of Col. A. T. Morgan, Sheriff of Yazoo county, is given in regard to the delivery of A. C. Mack to persons from Warren county. Col. Morgan had opportunity to know all about this case up to the time the Warren county officers left with the prisoner. Days afterward Colonel Morgan was notified that the body of A. C. Mack was lying unburied in Yazoo county. On some pretense his guard had "Coushattooed" him before they got him into Warren county. Right here we call attention to the remarkable fact that nearly all the persons murdered were left unburied, and in some cases threats were made against any who should dare to bury them. Such conduct from Modocs, or "other savages," would not be remarkable, and is only surprising here that "other savages" should have a peaceful residence in the midst of a Christian people.

The evidence which follows this report shows some horrible and disgust-inspiring facts. Wives relating the loss of their husbands, who were killed days after the so-called fight at Vicksburg—miles away from that town—taken by an armed force while quietly attending to their business, and shot down and their throats cut to inspire fear in the minds of their neighbors. See pages 191–196.

The testimony is replete with statements of deeds committed by organized bands of what are known as White Leaguers that rival in their horror-inspiring power the accounts of the depredations of the Comanche or Apache Indians. Some of these, of course, must be taken with caution, but enough facts are clearly shown to bear out the above statement.

Your Committee have come to the following conclusions:

First—That the people of Warren county had some cause for dissatisfaction on account of the action of some of the county officials.

Second—That the acts of some of the officials formed no justification whatever for the action of the 'Tax-Payers' League of the city of Vicksburg, which was not indorsed by the good and law-abiding citizens of that municipality, and which was brought about by the turbulent demonstrations of a few men, some of whom pay no taxes whatever.

Third—That there is an armed military organization in the county of Warren, not authorized by law, composed wholly of white men, whose direct purpose it is to intimidate Republican voters in order to control elections.

Fourth—That various acts of violence and murder have been committed by the aforesaid armed military organizations

calculated to intimidate the colored people, and prevent them from taking any part in public affairs.

Fifth—That unless some steps are taken by the Legislature of this State, or by the general government, to secure to every citizen his right of suffrage, and to protect and assist the officers in the performance of their duties, all the laws for the punishment of criminals might as well be erased from the statute books.

Therefore, we recommend the Legislature to take such action, authorized by the Constitution, as will best protect the citizen in his right of suffrage, and throw safeguards around his life and liberty, and that the chief Executive of the State be given the necessary powers to enforce the laws where violated and set at defiance in any locality within the bounds of State.

Respectfully,

M. B. SULLIVAN,  
N. G. GILL,  
CHARLES CALDWELL,  
JAMES D. CESSOR.

#### MINORITY REPORT.

The undersigned members of the Committee appointed to investigate affairs in Vicksburg and Warren county, having been informed by the members of the Committee preparing the majority report, that two reports were inevitable, could only infer that the report of the majority was to be strictly partisan, and prepared for political effect. Without knowing what the report contains, we ask the permission of submitting our views, as briefly as the subject will permit. In opening the investigation, the citizens of Vicksburg asked the privilege of being represented by counsel, which was refused. The undersigned did not consider the request to mean that such counsel, if admitted, were to take any part whatever in the proceedings, except to make suggestions to individual members of our Committee, that the cross-examinations might be so conducted as to bring out all the facts in the case. We, therefore, proposed that such party to the troubles should have the liberty of having two persons with the Committee at all times.

This proposition was rejected. This, together with the more important fact that your Committee was appointed by a Legislature which had rendered its verdict in advance, and had persisted in pronouncing the people of Vicksburg in insurrection, without a hearing, caused the citizens almost entirely to ignore your Committee. The only exception to this, was in the case of three or four witnesses summoned at the request of Dr. Quinn to rebut the testimony of one William Scott, who had sworn to some very improbable things concerning Dr. Quinn's conduct on the 7th of December. The witnesses alluded to satisfied us fully, and we think—the whole Committee—that Scott's testimony was false.

We first investigated the charges of fraud and corruption on the part of officials. We found the evidence in these cases overwhelming and astounding. Our examinations in this respect were confined to the offices of Circuit and Chancery Clerk. The former office had been held by T. W. Cardozo, and afterward by A. W. Dorsey.

The evidence against T. W. Cardozo, present State Superintendent of Public Education, is conclusive as to fraud, forgery and embezzlement. He appeared before the Committee as a witness in his own behalf, and had there been no other testimony, his own would have convicted him. Dorsey and Davenport do not seem to have been such adepts in crime as Cardozo, but fully his equal in their total disregard of legal or moral restraints. Davenport's bond had been found in his own possession, but never recorded. Crosby's bond, as Sheriff, contained neither amount nor date, nor was it approved by the Chancery Clerk, as required by law. His bond as Tax Collector was not dated or approved by the Clerk. The law requires that sureties on Tax Collectors' bonds should be examined by the Clerk approving the bond. This requirement was disregarded, and many of the sureties made affidavits before Justices of the Peace in different parts of the State. The tax-payers of Warren county demanded that Crosby should make a good bond or resign, which they had a perfect right to do.

Crosby did resign, but afterwards tried to regain his office by force, for which purpose the county negroes were ordered or requested to go to Vicksburg, on the 7th of December. In repelling this armed mob, and protecting their homes and their property, the people of Vicksburg were declared to be in insurrection. They could not have done less without surrendering every principle of manhood. There is not a city in America that would have submitted quietly to such an invasion. The testimony shows that fourteen negroes and one white man were killed in and around Vicksburg, on the 7th of December. One white and five or six negroes were killed afterwards. There were doubtless individual cases of violence in this as in all other disturbances, which no one will fail to condemn, but the conduct of the people of the city in general was right.

R. H. ALLEN,  
W. A. CHAMPLAIN,  
H. M. STREET.

Mr. Applewhite presented a petition from the committee of the State Medical Association;

Which was referred to Committee on Public Health and Quarantine, with instructions to report by bill or otherwise.

S. B. No. 632, an Act to release the payment of all delinquent, personal and poll taxes, prior to January 1, 1874, and to discharge all persons from liability on account thereof;

Was read twice under the rules.

The following amendment, offered by Mr. Mackey, was adopted:

*Provided*, That the benefits of this Act shall only apply to those who pay the taxes of 1874;

And the bill was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Under a suspension of the rules H. B. No. 832, an Act for the relief of the Hóshuqua Manufacturing Company of Noxubee county, was taken up.

Mr. Denson moved to amend by striking out section two; Which was carried;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The rules were suspended to take up H. B. No. 926, an Act to authorize the Board of Supervisors of Clarke county, to ascertain the indebtedness of said county.

Mr. Ford moved to strike out all after the word "and," in line 14, section 1;

Which was carried;

And the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your Committee, to whom was referred H. B. No. 1063, recommend the adoption of the several amendments made in the Committee of the Whole, in regard to printing for the various Executive Departments of the State government, and further recommend the following amendment:

Amend by striking out the proviso offered by Mr. Ford, restricting the amount of printing for the Executive Department to \$9,000.

The report was received, and the amendment reported by the special committee adopted, and the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Chrismas, Cowart, Cotten, Clemens, Chiles, Chavis, Davis, French, Gill, Green, Gayles, Handy, Hicks, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, McCain, Matthews, Mosely, McNeese, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—54.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Campbell, Crecelius, Devall, Denson,

Feemster, Ford, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Thompson of Greene, Tison and Wynn—33.

H. B. No. 801, an Act for the relief of Wm. Baresford, of Bolton, Mississippi, and for other purposes;

Was taken up, and the Senate amendment concurred in.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bill, to-wit:

H. B. No. 827, an Act to amend an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, as far as the same relates to the county of Tippah.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 801, an Act for the relief of Wm. F. Baresford, teacher of public schools at Bolton, Miss., and for other purposes, as amended.

H. B. No. 962, an Act for the relief of the Tax Collector of DeSoto county.

H. B. No. 1033, an Act making an appropriation to meet the expenses of the Sergeant-at-Arms of the House.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

At 1:35 o'clock, the House adjourned.

#### AFTERNOON SESSION.

House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Truehart—

WHEREAS, By the laws of 1872, the members of the Legislature are entitled to pay, at the rate of \$7 00 per day; and

WHEREAS, The laws of 1874, according to the original bill regulating the pay of members, was not to take effect until the 1st of January, 1875; and

WHEREAS, A bill was passed at the extra session of the Legislature of 1874, limiting the number of days to receive per diem to three at \$7 00 per day; and

WHEREAS, When said bill passed, we were laboring under a clerical error concerning the pay of members; therefore be it

*Resolved*, That the Clerk of the House and the Speaker of the House be authorized to sign warrants to members of the Legislature for the five remaining days of the extra session of 1874.

The motion was lost, by the following vote:

YEAS—Messrs. Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Green, Hicks, Howard, Harris, Johnson of DeSoto, McCain, Morgan, Mosely, McNeese, Patterson, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Smothers, Stubbs, Sykes, Simmons, Truchart, Weatherly and White—30.

NAYS—Messrs. Atkins, Akers, Applewhite, Avery, Archer, Brunt, Boyd of Attala, Boyd of Warren, Cook, Champlin, Chamberlin, Cowart, Chandler, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, French, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harrison, Johnson of Itawamba, Jones, Leggett, Lynch, Mackey, Martin, Peal, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Yazoo, Spight, Smith of Jasper, Southworth, Stockstill, Street, Shorter, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Willborn, Walker of Monroe and Wynn—53.

S. B. No. 610, an Act to repeal certain provisions of an Act entitled an Act to extend the corporate limits of the city of Natchez, and for other purposes, was reported with the following amendments:

Strike out all after the word "repealed," and insert the following as an amendment:

*Provided*, That this section shall be submitted to the qualified electors of said city, and that the majority of the registered voters shall vote in favor of the same before the said section shall take effect; *And provided further*, That it shall be the duty of the Mayor and Aldermen of said city to submit the same to the said voters for ratification or rejection at any time they may deem it necessary.

The report was received, the amendments adopted, and the bill passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 662, an Act to secure to the several counties in this

State all sixteenth sections heretofore sold and now held for taxes.

S. B. No. 570, an Act making an appropriation to defray the expenses of the Sergeant-at-Arms of the Senate.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has agreed to the report of the Conference Committee H. B. No. 810, the same being an Act to enlarge the State Penitentiary, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 4, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 882, an Act to change the time of holding the Circuit Courts in the Fifth Judicial District, except as to the county of Claiborne.

H. B. No. 909, an Act to amend the charter of the town of Ebenezer, in Holmes county.

H. B. No. 1018, an Act to prohibit the sale of vinous and spirituous liquors within two miles of Thyatia.

H. B. No. 1052, an Act in relation to the public school fund.

H. B. No. 1056, an Act to authorize the city of Meridian to use the jail of Lauderdale county.

H. B. No. 1059, an Act supplemental to an Act restricting the official Acts of Mayors in certain cities and towns in their actions as *ex-officio* Justices of the Peace to the corporate limits of said cities and towns.

H. B. No. 707, an Act for the relief of A. B. Holt.

H. B. No. 249, a bill to be entitled an Act to incorporate the Hennington Camp Ground Association.

H. B. No. 720, an Act to constitute Board of Registration in the towns of Holly Springs, Okolona and Water Valley.

H. B. No. 902, an Act to amend the law regulating the admission of patients into, and their discharge from the State Lunatic Asylum.

H. B. No. 1008, an Act to incorporate the town of Sallis, in the county of Attala.

H. B. No. 473, an Act to repeal an Act to incorporate the Tennessee River Railroad, and for other purposes.

H. B. No. 897, an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of the same, and for other purposes.

H. B. No. 1010, an Act to amend section 2267, of the Revised Code of 1871, so far as it applies to Claiborne county and the town of Port Gibson.

H. B. No. 965, an Act to provide a remedy by attachment against ships, steamboats and other water craft.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

[MESSAGE FROM THE SENATE.]

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 910, an Act to incorporate the Aberdeen, Fulton and Eastport Railroad Company.

H. B. No. 1064, an Act to authorize the Secretary of State to furnish the offices of the Clerks of the Chancery and Circuit Courts of Jackson county with State Reports, Revised Codes, etc.

S. B. No. 660, an Act to fix the time for the advertisement and sale of lands delinquent for taxes for the fiscal year 1874, in Holmes county.

S. B. No. 659, an Act to amend the charter of the city of Enterprise, Clarke county, Miss.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

SPECIAL ORDER.

S. B. No. 380, an Act establishing the fees of certain officers, was taken up.

By Mr. Gill—

Under the head of Tax Collectors, strike out "one per cent." and insert "three per cent. as Tax Collector's commissions for all sums collected under \$50,000."

The amendment was adopted.

Mr. Tison moved to amend by striking out "five per cent." and inserting "three per cent. as Collector's commissions on all sums under \$50,000."

The amendment was tabled.

Mr. Clover moved the previous question on the passage of the bill.

The call for the previous question was sustained, and the bill was read the third time and passed; title standing as stated.

The following was the vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cessor, Christmas, Cowart, Cotten, Clemens, Chavis, Davis, Edwards, French, Gill, Gayles, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Hasie, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, McCain, Nathan, Patterson, Palmer, Peal, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Atkins, Akers, Boyd of Attala, Cook, Champ-  
lin, Chiles, Campbell, Crecelius, Devall, Ford, Foxworth, Gilmer,  
Garrett, Greer, Graham, Johnson of Itawamba, Leggett, Mackey,  
Martin, Peyton, Packwood, Reese, Rogers of Yalobusha,  
Spight, Southworth, Stockstill, Thompson of Montgomery,  
Thompson of Greene, Tison and Wynn—30.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French introduced H. B. No. 1070, an Act to amend section 6 of an Act to secure the State certain land heretofore granted, and to provide for the appraisement of the same, and for other purposes, approved March 4, 1875;

Which was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French moved to suspend the rules to allow the introduction of a bill.

The motion to suspend the rules was lost, by the following vote:

YEAS—Messrs. Boyd of Yazoo, Clover, Cessor, Chamberlin, Christmas, Cowart, Cotten, Clemens, Davis, Edwards, Ford, French, Handy, Harrison, Johnson of DeSoto, Lynch, McCain, Matthews, McNeese, Nathan, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Shorter, Sykes, Truehart, Tate, Thompson of Greene, Willborn, Williams, Weatherly, White and Walker of Monroe—36.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Boyd of Attala, Boyd of Warren, Caradine, Cook, Champlin, Chiles, Campbell, Crecelius, Chavis, Devall, Denson, Feemster, Gill, Gilmer, Green, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Howard, Leggett, McFarland, Mackey, Martin, Patterson, Peal, Packwood, Reese, Spight, Smith of Claiborne, Smith of Jasper, Southworth, Street, Smothers, Thompson of Montgomery, Thompson of Greene, Tison, Wynn and Mr. Speaker—44.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate does not concur in

the House amendment to S. B. No. 502, an Act entitled an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 661, an Act amendatory of and supplemental to an Act entitled an Act amendatory of and supplemental to an Act entitled an Act amendatory of and supplemental to an Act entitled an Act to amend an Act to incorporate the Mississippi Loan and Savings Institution, of Vicksburg.

S. B. No. 663, an Act to amend an Act entitled an Act to amend the laws of the State in relation to public education, approved April 17, 1873.

S. B. No. 664, an Act to be entitled an Act supplemental to an Act entitled an Act to reduce the salaries of public officers.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### COMMUNICATION FROM THE SECRETARY OF STATE.

STATE OF MISSISSIPPI, OFFICE OF SECRETARY OF STATE, }  
JACKSON, March 4, 1875. }

MR. SPEAKER—It becomes my duty to inform the House that the following entitled bill has become a law by operation of article 4, section 24, of the Constitution:

H. B. No. 848, entitled an Act to regulate the exchange of certificates of indebtedness for warrants, and for other purposes.

Respectfully,

JAMES HILL,

*Secretary of State.*

S. B. No. 570, an Act making an appropriation to defray the expenses incurred by the Sergeant-at-Arms of the Senate, and for other purposes;

Was taken up, and read twice under the rules.

Mr. Truehart moved to strike out section 2;

Which was carried;

And the bill passed as amended.

The following was the vote:

YEAS—Messrs. Applewhite, Avery, Brunt, Boyd of Yazoo, Bufkin, Clover, Caradine, Cessor, Chamberlin, Cotten, Clemens, Chavis, Davis, Edwards, Feemster, Ford, French, Gill, Green,

Gayles, Handy, Howard, Harrison, Hasie, Harris, Jones, Kendrick, Lynch, McCain, Mackey, Matthews, McNeese, Nathan, Patterson, Palmer, Peyton, Rogers of Marshall, Richards of Lowndes, Southworth, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—52.

NAYS—Messrs. Akers, Archer, Boyd of Attala, Cook, Christmas, Crecelius, Devall, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Leggett, Packwood, Reese, Rogers of Yalobusha, Spight, Street, Tison and Wynn—20.

Title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 640, an Act to pay certain unliquidated claims against the State on account of the Lunatic Asylum;

Was taken up, read the first time, and lies over.

S. B. No. 502, an Act to facilitate the assessment of certain lands in the counties of Hancock, Union, and others;

Was taken up, with Senate amendment, and the Senate amendment concurred in.

H. B. No. 640, an Act for the relief of A. T. Hudson, of Tate county;

Was taken up, with Senate amendment, and the Senate amendment concurred in.

H. B. No. 1031, an Act to incorporate the Ferrell Bridge Company;

Was taken up, and the Senate amendment concurred in.

H. B. No. 708, an Act in relation to certain books in the office of Secretary of State;

Was taken up, and the Senate amendment concurred in.

H. B. No. 194, an Act to incorporate the Protection Independent Steam Fire Company No. 3, of Natchez, Miss.;

Was taken up, with Senate amendment, and the Senate amendment concurred in.

Senate substitute for H. B. No. 435, an Act requiring all persons holding warrants against the county of Choctaw, to present the same for registration;

Was taken up, read three several times and passed; title standing as stated.

S. B. No. 664, an Act supplemental to an Act to reduce the salaries of public officers;

Was taken up, read the third time and passed; title standing as stated.

S. B. No. 646, an Act for the relief of the various school funds existing in the State of Mississippi;

Was taken up, read the third time and passed; title standing as stated.

The House proceeded to consider H. B. No. 578.

Mr. Walker, of Monroe, moved to reconsider the vote by which the bill passed.

The motion prevailed.

Mr. Tison moved that the bill pass, the objections of the Governor to the contrary notwithstanding.

The following is the message of the Governor upon the bill:

VETO MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE,  
JACKSON, March 3, 1875. }

*To the Senate:*

GENTLEMEN—I herewith return, without my approval, S. B. No. 578, an Act to regulate the sale of vinous and spirituous liquors in the town of Iuka.

To the use of intoxicating liquors can be traced the chief cause of the unhappiness, suffering and crime in every community. I conscientiously believe any legislation beneficial which prevents, in any degree, the use of intoxicating liquors. The effect of this bill will be to facilitate its sale, and consequently its use. Therefore, I feel constrained to withhold my approval thereto.

Respectfully,

ADELBERT AMES,  
*Governor.*

The motion that the bill pass, the Governor's veto to the contrary notwithstanding, prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Brunt, Caradine, Cook, Champ-  
lin, Cessor, Christmas, Chiles, Campbell, Crecelius, Davis,  
Devall, Edwards, Ford, Foxworth, Gilmer, Green, Garrett,  
Greer, Graham, Horton of Calhoun, Horton of Pontotoc,  
Hicks, Howard, Kendrick, Leggett, McCain, Mackey, Matthews,  
Morgan, Nathan, Packwood, Reese, Rogers of Yalobusha,  
Spight, Smith of Tunica, Southworth, Stockstill, Street, Stone,  
Spelman, Shorter, Smothers, Sykes, Truehart, Thompson of  
Montgomery, Thompson of Lowndes, Thompson of Greene,  
Tison, Williams, Weatherly, Walker of Monroe and Wynn—54.

NAYS—Messrs. Boyd of Oktibbeha, Boyd of Yazoo, Boyd of  
Warren, Clemens, Feemster, Gill, Gayles, Handy, Harrison,  
Hasie, Johnson of DeSoto, McFarland, Patterson, Palmer,  
Peal, Rogers of Marshall, Richards of Lowndes, Smith of  
Jasper and White—19.

At 6:30, Mr. Rogers, of Marshall, moved to adjourn.

The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

FRIDAY, March 5, 1875.

The House met pursuant to adjournment.

Speaker Shadd in the chair.

Prayer by Rev. Mr. Clemens.

Roll call:

PRESENT—Messrs. Atkins, Akers, Appiewhite, Avery, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Cotten, Clemens, Chiles, Crecelius, Chavis, Devall, Denson, Edwards, Feemster, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, McFarland, McCain, Mackey, Matthews, Martin, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Spight, Smith of Tunica, Smith of Claiborne, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Montgomery, Thompson of Lowndes, Tison, Williams, Weatherly, White, Walker of Monroe, Wynn and Mr. Speaker.

ABSENT—Messrs. Archer, Byrd of Franklin, Byrd of Pearl, Bufkin, Cessor, Chandler, Campbell, Davis, Eckford, Fitzhugh, Hasie, Leggett, Landers, Monroe, Morgan, Mosely, Shattuck, Stevens, Smith of Jasper, Southworth, Stubbs, Thompson of Greene, Willborn, Washington and Walker of Alcorn.

The reading of the Journal of yesterday was dispensed with.

#### INTRODUCTION OF A RESOLUTION.

Mr. Hicks introduced the following resolution, which was adopted:

Resolution authorizing the Speaker and Clerk of the House to issue a voucher in favor of Frank Taylor, Jr., for the sum of sixty dollars.

WHEREAS, Frank Taylor, Jr., was duly appointed and served in the capacity of Page in the House of Representatives during the session of 1874, and drew vouchers and pay to March 17, 1874, and the Legislature adjourned April 6, 1874, leaving twenty days for which service he obtained no voucher nor pay; therefore be it

*Resolved*, That the Speaker of the House and Clerk of the same be authorized and directed to issue a voucher in favor of the said Frank Taylor, Jr., for the sum of sixty dollars, the same being the amount due him for twenty days service rendered, as above stated.

The Senate substitute for H. B. No. 845, was taken up and read three times and passed.

H. B. No. 918, an Act to repeal section 77 of an Act to prohibit the sale of vinous and spirituous liquors in Louisville, Winston county, was called from the Committee on County Affairs, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 976, an Act to incorporate the town of Wall Hill, in Marshall county;

Was called from the Committee on Corporations, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 1040, an Act for the relief of J. D. Powers, of Holmes county;

Was called from the Committee on Claims, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has concurred in House amendment to the following entitled bill, to-wit:

S. B. No. 636, an Act for the relief of certain citizens in the town of Greenville, Washington county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the Houses of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 832, an Act for the relief of the Hashuqua Manufacturing Company, of Noxubee county-

Respectfully,

W. C. WHITE  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled resolution, viz:

H. J. R. No. 30, authorizing the Secretary of State to have certain records filed and deposited in the archives, and for other purposes, as amended.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

#### REPORT OF THE COMMITTEE ON ENGROSSED BILLS.

The Committee on Engrossed Bills report as examined

and correctly engrossed, the following bills, to-wit: House Bills Nos. 926, 1068, and Senate Bills Nos. 632, 570 and 610.

Respectfully,

A. W. CHAMBERLIN,  
*Chairman.*

The report was received and ordered spread on the Journal.

Mr. French introduced the following resolution:

*Resolved*, That the Speaker and Clerk of this House be authorized to issue certificates of pay to Miss Mary J. McBride, special clerk, for such time as she has failed to receive compensation during the two regular sessions of the Legislature; and that they be likewise authorized to issue certificates of pay to Miss Addie Ball, Postmistress, for five days' extra service in addressing and forwarding such dilatory mail as failed to reach them prior to the adjournment of 1874; also for a like number of days to be allowed her for similar service when the present session shall have adjourned; and that the Auditor of Public Accounts be and is hereby required to issue his warrants to the said Miss Mary J. McBride and Miss Addie Ball for the same time.

The resolution was adopted;

And the motion to table the motion to reconsider was lost, by the following vote:

YEAS.—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Cessor, Cotten, Clemens, Chavis, French, Green, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Matthews, Nathan, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Claiborne, Shorter, Truehart, Thompson of Lowndes, Willborn, Williams. Weatherly, White, Walker of Monroe and Mr. Speaker—37.

NAYS.—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Cowart, Campbell, Devall, Edwards, Feemster, Ford, Foxworth, Gill, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Jones, Leggett, Mackey, Mosely, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—37.

And the vote by which the resolution was adopted was reconsidered by the following vote:

YEAS.—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Caradine, Cook, Christmas, Cowart, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Johnson of Itawamba, Jones, Leggett, Mackey, Mosely, Martin, Peal, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison, Wynn—43.

NAYS.—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Cessor, Cotten, Clemens, Chiles, French, Green, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Kendrick,

Lynch, McFarland, McCain, Morgan, McNeese, Nathan, Patterson, Palmer, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Stone, Spelman, Shorter, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—42.

Mr. Ford moved to table the resolution;

Which was lost.

Mr. Cessor moved to strike out that portion of the resolution referring to Miss Ball, Postmistress;

Which was carried.

Mr. French offered the following amendment:

*Provided*, That Miss Mary J. McBride shall not receive more than forty-five days' pay under this resolution.

The amendment was adopted;

And under the operation of the previous question, the resolution as amended was adopted by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Chamberlin, Cotten, Clemens, Chiles, Chavis, Davis, French, Greer, Gayles, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Morgan, McNeese, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—48.

NAYS—Messrs. Atkins, Applewhite, Archer, Boyd of Attala, Cook, Christmas, Cowart, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Gill, Gilmer, Garrett, Graham, Horton of Calhoun, Harris, Johnson of Itawamba, Jones, Leggett, Mackey, Mosely, Martin, Peal, Packwood, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—37.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House of Representatives that the Senate has passed the following entitled bill, viz.:

S. B. No. 656, an Act for the relief of Thos. S. Floyd.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

Mr. Willborn moved to reconsider the vote whereby the House failed to adopt the resolution allowing members of this House five days' additional pay for the called session of 1874.

The motion to reconsider prevailed;

And the resolution was adopted by the following vote:

H—32

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Bufkin, Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Davis, Edwards, Green, Gayles, Hicks, Howard, Harris, Harrison, Johnson of DeSoto, Kendrick, Lynch, McFarland, McCain, Matthews, McNeese, Nathan, Patterson, Palmer, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Walker of Monroe and Mr. Speaker—48.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Boyd of Yazoo, Cook, Chamberlin, Cowart, Crece-lius, Devall, Feemster, Ford, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Handy, Johnson of Itawamba, Leggett, Mackey, Martin, Packwood, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—34.

We vote "aye," because we think we are entitled to eight days' pay. If we are not entitled to eight days' pay, we ought to refund the three days' pay already received.

HICKS,  
WALKER, of Monroe,  
SHORTER,  
MOSELY,  
G. W. GAYLES.

#### REPORT OF THE COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they have examined and found correctly enrolled, and have this day presented to the Governor, for his signature, the following entitled bills, viz.:

H. B. No. 404, an Act to amend the charter of the town of Boonville.

H. B. No. 474, an Act to repeal an Act prohibiting the sale of spirituous liquors in the town of Arkabutla, in Tate county.

H. B. No. 349, an Act to incorporate the Brookhaven Dime Deposit and Savings Bank, of Lincoln county, Miss.

H. B. No. 797, an Act to declare Harriet Thompson and Henry Philpot, heirs-at-law of Henry Philpot and Elizabeth Philpot, deceased.

H. B. No. 478, an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Water Valley, in the State of Mississippi.

H. B. No. 916, an Act for the relief of J. J. Saucier, Sheriff of Hancock county.

H. B. No. 1005, an Act for the relief of Buckley & McNabb, citizens of Hinds county.

H. B. No. 956, an Act amendatory and supplemental to an Act entitled an Act to incorporate the town of Vaiden, in the county of Carroll, approved February 10, 1860.

H. B. No. 1020, an Act to authorize the Board of Supervisors of Marshall county to appoint Cotton Weighers, and for other purposes.

H. B. No. 1042, an Act for the relief of the Presbyterian Church, at Aberdeen, Mississippi.

H. B. No. 636, an Act amendatory of an Act supplementary to an Act to revise the charter of the city of Vicksburg, approved April, 1873.

H. B. No. 945, an Act in relation to the collection of the five cent levee tax.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house.

H. B. No. 515, an Act entitled an Act to amend an Act entitled an Act to amend an Act to incorporate the town of Rienzi, in the county of Alcorn.

H. B. No. 999, an Act to incorporate Yazoo District High School, at Black Hawk, Carroll county.

H. B. No. 713, an Act for the relief of Thomas M. Griffin, of Hinds county.

H. B. No. 646, an Act to require the Chancery Clerk of Adams county to keep separate books for record of chattle deeds.

H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties.

H. B. No. 1044, an Act to amend an Act entitled an Act to revise certain stock laws so far as the same relates to Lowndes county, approved December 19, 1874.

H. B. No. 374, an Act to change the time of holding the Chancery Court in the county of Adams, in the State of Mississippi.

H. B. No. 594, an Act to repeal an Act in relation to the incorporation of the town of Camargo, in Noxubee county.

H. B. No. 792, an Act to extend the time of holding Circuit Court, in the county of Union.

H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county.

H. B. No. 676, an Act to amend section 2534, of the Code of 1871, in regard to dueling.

H. B. No. 962, an for the relief of the Tax Collector of DeSoto county.

H. B. No. 988, an Act entitled an Act for the relief of John M. Nelson, of Tishomingo county.

H. B. No. 311, an Act to incorporate the Lincoln County Savings Institution.

H. B. No. 1041, an Act to regulate the salary of the Physician and Clerk of the Penitentiary.

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes.

H. B. No. 810, an Act to improve and enlarge the Penitentiary Buildings, and for other purposes.

H. B. No. 745, an Act to prevent the sacrifice of real estate sold under execution, in decrees of chancery and deeds of trust.

H. B. No. 964, an Act to incorporate the Chickasahay Ferry Company, of Wayne county.

The report was received and ordered spread upon the Journal.

MESSAGES FROM THE GOVERNOR.

EXECUTIVE DEPARTMENT, }  
JACKSON, Miss., March 5, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House, that he has approved the following entitled bill, to-wit:

H. B. No. 810, an Act to improve and enlarge the Penitentiary buildings, and for other purposes.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

S. B. No. 665, an Act to repeal H. J. R. No. 21, in relation to suspending annual appropriations, so far as it relates to the State Library.

S. B. No. 667, an Act to amend section 1 of an Act in relation to the State Board of Equalization.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 536, an Act to amend section 2842, of the Revised Code of 1871, in relation to bail after conviction;

Was taken up, read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 451, an Act to amend section 2820, of the Revised Code of 1871, regarding the death penalty;

Was taken up, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 651, an Act to incorporate the Langston Society of Holly Springs, and for other purposes;

Was taken up, read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 614, an Act to incorporate the Home Infirmary of the State of Mississippi;

Was read three several times and laid upon the table.

S. B. No 665, an Act to repeal H. J. R. No. 21, in relation to suspending the annual appropriation so far as the same relates to the State Library;

Was read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 658, an Act to amend an Act entitled an Act to incorporate the Vicksburg Ferry Company, approved June 30, 1870;

Was read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 667, an Act to amend section 1, of an Act in relation to the State Board of Equalization, was read twice under the rules.

Mr. Gill moved to table the bill.

The motion to table the bill was lost by the following vote:

YEAS—Messrs. Avery, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Clemens, Chavis, Edwards, Gill, Green, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Lynch, Morgan, Nathan, Patterson, Palmer, Randolph, Richards of Lowndes, Smith of Claiborne, Spelman, Shorter, Smothers, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly and White—34.

NAYS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Boyd of Oktibbeha, Boyd of Attala, Cook, Champlin, Chamberlin, Cowart, Cotten, Chiles, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hicks, Johnson of Itawamba, Kendrick, Leggett, McCain, Mackey, Mosely, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Tunica, Smith of Jasper, Stockstill, Street, Sykes, Tate, Thompson of Montgomery, Tison, Williams, Walker of Monroe and Wynn—57.

Mr. Tison moved that the bill be read the third time, and placed on its final passage.

The motion did not prevail, and the bill lies over.

S. B. No. 591, an Act to amend sections 987, and 1280, of the Revised Code of 1871, in relation to Chancellors, was read the third time.

Mr. Packwood moved to indefinitely postpone;

Which was lost.

Mr. Gayles moved to table the bill and amendments.

The motion to table prevailed by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Brunt, Boyd of Attala, Boyd of Yazoo, Caradine, Cook, Champlin, Chamberlin, Cowart, Cotten, Crecelius, Devall, Denson, Edwards, Feemster, Ford, Foxworth, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Harris, Johnson of Itawamba, Jones, Kendrick, Leggett, McCain, Mackey, Matthews, Mosely, Martin, McNeese, Peal, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Tunica, Southworth, Stockstill, Sykes, Simmons, Thompson of Montgomery, Tison, Willborn, Williams, Wynn and Mr. Speaker—57.

NAYS—Messrs. Avery, Boyd of Warren, Bufkin, Clover, Cessor, Chrismas, Clemens, Chiles, Chavis, Davis, French, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, McFarland, Nathan, Palmer, Randolph, Smith of Claiborne, Spelman, Shorter, Thompson of Lowndes, Weatherly, White, Washington and Walker of Monroe—26.

#### INTRODUCTION OF A RESOLUTION.

By Mr. Randolph—

*Resolved by the Legislature of the State of Mississippi, That the presiding officers of the separate branches thereof be authorized to issue their certificates in favor of Miss Addie Ball, Postmistress of the Legislature, for ten days' services, to be rendered in taking charge of, and forwarding mail to the members of the Legislature after adjournment.*

Mr. Spight moved to strike out "ten days," and insert "five;"

Which was carried.

Mr. Avery moved to table the resolution;

Which was carried.

Mr. Boyd moved to reconsider and table;

Which was carried.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed to inform the House of Representatives that the Senate refuses to concur in the House amendment to the following entitled bill, to-wit:

S. B. No. 570, an Act making an appropriation to defray the expenses of the Sergeant-at-Arms of the Senate, and for other purposes.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

At 1:30 o'clock, Mr. Randolph moved to adjourn.  
The House adjourned.

## AFTERNOON SESSION.

The House re-assembled at 3:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

H. B. No. 993, an Act to prohibit the sale of vinous and spirituous liquors within five miles of the town of Coffeerville, county of Yalobusha, State of Mississippi, and for other purposes;

Was taken up, considered engrossed, read the third time and passed.

On motion of Mr. Hicks, the House resolved itself into the Committee of the Whole to further consider S. B. No. 592, an Act for relief of Dennis Stewart, and after some time spent therein, the Committee arose, and through its chairman, Mr. Avery, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, the bill read the third time and passed, by the following vote:

YEAS—Messrs. Boyd of Oktibbeha, Clover, Caradine, Cotten, Clemens, Chavis, Edwards, Foxworth, Gill, Green, Gayles, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Lynch, McFarland, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Randolph, Richards of Lowndes, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Walker of Monroe—41.

NAYS—Messrs. Atkins, Akers, Avery, Archer, Cook, Champ- lin, Cessor, Chamberlin, Devall, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, McCain, Mackey, Martin, Packwood, Rogers of Yalobusha, Spight, Smith of Claiborne, Smith of Jasper, Stockstill, Tate, Thompson of Montgomery, Tison and Wynn—29.

Title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

## MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bills, to-wit:

H. B. No. 103, an Act repealing the Act incorporating the town of Lamar, in the county of Marshall.

H. B. No. 185, an Act entitled an Act to amend the laws of this State in relation to vinous and spirituous liquors.

H. B. No. 233, a bill to be entitled an Act in relation to the sale of realty of decedents for the payment of debts.

H. B. No. 246, a bill to be entitled an Act for the relief of H. L. Burkett, A. M. Chandler, and the minor heirs of J. M. Cannon.

H. B. No. 267, a bill to be entitled an Act to regulate the payment of costs in cases carried up to the Supreme Court on writs of error or appeal.

H. B. No. 607, an Act to amend section 1731, article 15, Code of 1871, relating to tax on brokers.

H. B. No. 732, an Act for the relief of W. H. Johnson, of DeSoto county.

H. B. No. 815, an Act for the relief of J. Prather, of Union county.

H. B. No. 837, an Act to legalize a sale of lands for taxes in the county of Leflore, made in the year 1870.

H. B. No. 980, an Act to amend the charter of the town of Pope's Station, in Panola county.

H. B. No. 1034, an Act for the relief of M. F. Berry, in Jasper county.

H. C. R. No. 29, in relation to State Normal School, at Holly Springs.

H. B. No. 283, an Act to incorporate the town of Greensboro, in Choctaw county, Mississippi.

H. B. No. 460, an Act for the relief of Jos. B. Howell.

H. B. No. 468, an Act to authorize the Board of Supervisors of Scott county to ascertain the amount of outstanding warrants.

H. B. No. 476, an Act for the relief of W. H. Bolton, late Treasurer of Washington county.

H. B. No. 477, an Act in relation to school lands heretofore forfeited to the State for non-payment of taxes.

H. B. No. 479, an Act for the relief of Isaac Murphee.

H. B. No. 567, an Act for the relief of Edward M. Taylor, of Jackson county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 918, an Act to repeal section 77 of an Act to prohibit the sale of vinous and spirituous liquors in Louisville, in Winston county.

H. B. No. 926, an Act to authorize the Board of Supervisors of Clarke county to ascertain the indebtedness of said county.

H. B. No. 976, an Act incorporating the town of Wall Hill, in Marshall county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed to inform the House of Representatives that the Senate has elected the Hon. A. Warner as President *pro tem.* of the Senate.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

## REPORT OF COMMITTEE ON ENROLLED BILLS.

Mr. Denson, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his signature, the following bills, viz.:

H. B. No. 1045, an Act to amend section 2450, of the Revised Code of 1871, in relation to judgments against certain insurance companies.

H. B. No. 860, an Act to provide for the payment of the expenses incurred in suppressing the late disturbance at Austin, Tunica county.

H. B. No. 795, an Act entitled an Act to authorize the Board of Supervisors of Lee county, to sell lands belonging to said county, and for other purposes.

H. B. No. 1022, an Act to reduce taxes and enforce prompt settlements and payments by Tax Collectors.

H. B. No. 943, an Act to provide for the equitable distribution of the school funds in Prentiss county.

H. B. No. 982, an Act to authorize the Board of Supervisors of Prentiss county to make allowances in certain cases.

H. B. No. 675, an Act to remove the civil disabilities of Martin M. Newman, a minor, of Frandlin county.

H. B. No. 875, an Act to authorize the Secretary of State to complete the sets of Mississippi Reports in the First District of Chickasaw county.

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the estate of the late Thomas Monroe, to make a final settlement with the heirs.

H. B. No. 930, an Act to require the Assessors of the several counties in this State to make an enumeration of the educable children.

H. B. No. 708, an Act in relation to certain books in the office of the Secretary of State.

H. B. No. 748, an Act of incorporation of the town of Huntsville, Montgomery county, Miss.

H. B. No. 1027, an Act entitled an Act to amend section 1684 and 1685, of the Revised Code of 1871, in relation to return of assessments.

H. B. No. 1046, an Act making an appropriation to pay for a safe furnished the Auditor of Public Accounts.

H. J. Res. No. 15, memorializing Congress in respect to the cotton tax levied on all cotton produced in the State of Mississippi, for the years 1863 to 1865, inclusive.

H. B. No. 895, an Act to incorporate the Southern Christian Institute.

H. B. No. 894, an Act for declaring valid certain powers by the Mayor and Aldermen of the city of Natchez.

H. B. No. 509, an Act to amend article 33, paragraph 2699 of the Revised Code, in relation to miscellaneous offenses.

H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county.

H. B. No. 954, an Act in relation to butchers and others dealing in live stock, such as cattle, sheep and hogs.

H. B. No. 640, an Act for the relief of A. T. Hudson, a citizen of Tate county.

H. B. No. 1064, an Act to authorize the Secretary of State to furnish the offices of the Clerks of the Chancery and Circuit Courts of Jackson county with State Reports, Revised Codes, and such other books as are usually furnished to such offices by the State.

H. B. No. 832, an Act for the relief of the Hashuqua Company, of Noxubee county.

H. B. No. 845, an Act to amend chapter 49 of Acts of 1874.

S. B. No. 640, an Act to pay certain unliquidated claims against the State on account of the Lunatic Asylum;

Was taken up, and read the second time.

Mr. Gill moved to table the bill.

The motion to table the bill did not prevail, by the following vote:

YEAS—Messrs. Atkins, Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Chamberlin, Christmas, Cowart, Cotten, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Martin, McNeese, Peal, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Stockstill, Street, Thompson of Montgomery, Tison, Walker of Monroe and Wynn—43.

NAYS—Messrs. Avery, Brunt, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Clemens, Chiles, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Kendrick, Lynch, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peyton, Randolph, Smith of Tunica, Smith of Claiborne, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White and Mr. Speaker—49.

The House then went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Avery, reported the bill back to the House, with the recommendation that the bill do pass.

Mr. Avery moved that the rules be suspended, the bill read the third time and placed upon its final passage.

The motion did not prevail.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the the House of Representatives that the Senate has passed the following entitled bill, viz.:

H. B. No. 1063, an Act making an appropriation to defray

the expenses of the State Government for the year 1875, as amended.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill and resolution, to-wit:

H. B. No. 674, an Act to incorporate the West Point Female male Institute, as amended.

S. C. Res. No. 59, in relation to adjournment.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

H. B. No. 1071, an Act supplemental to an Act to provide for the collection of revenue improperly withheld from the State and county Treasury, was reported upon by Special Committee, and the bill was taken up, read third time and passed; title standing as read.

H. B. No. 1001, an Act to amend sections 2397 and 2398, article 1, chapter 55, Revised Code of 1871, in relation to incorporations;

Was taken up, and indefinitely postponed.

The House went into the Committee of the Whole, to further consider H. B. No. 1063, an Act making an appropriation to defray the expenses of the State Government for the year 1875, and after some time spent therein the Committee arose, and through its chairman, Mr. Avery, reported the bill back to the House with the recommendation that the Senate amendments be concurred in.

The report was received, and the Senate amendments were concurred in, by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Warren, Clover, Caradine, Cook, Champlin, Chamberlin, Christmas, Cowart, Cotton, Chiles, Crecelius, Chavis, Devall, Edwards, Feemster, Foxworth, French, Gilmer, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Leggett, Landers, McCain, Mackey, McNeese, Nathan, Patterson, Palmer, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Lowndes, Spight, Smith of Jasper, Southworth, Stockstill, Street, Spelman, Thompson of Montgomery, Tison, Williams, White, Wynn and Mr. Speaker—65.

NAYS—Messrs. Boyd of Yazoo, Cessor, Clemens, Ford, Gill, Hicks, Howard, McFarland, Peal, Smith of Claiborne, Shortar, Smothers, Sykes, Truehart and Weatherly—15.

S. C. R. No. 59, in relation to adjournment;

Was called up.

Mr. Avery moved to amend by striking out 12 o'clock and inserting 3 o'clock.

Mr. Street moved to table the amendment ;

Which was carried.

Mr. Street moved the previous question on the passage of the resolution.

Mr. Avery moved to reconsider the vote whereby the amendment was laid upon the table.

Mr. Street moved to table the motion to reconsider.

Which was lost, by the following vote:

YEAS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Cook, Chamberlin, Cowart, Campbell, Crecelius, Devall, Denson, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Mackey, McNeese, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Southworth, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—36.

NAYS—Messrs. Avery, Brunt, Boyd of Octibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Cotten, Clemens, Chiles, Chavis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peyton, Smith of Tunica, Smith of Claiborne, Spelman, Smothers, Sykes, Simmons, Truehart, Tate, Willborn, Williams, Weatherly, White and Mr. Speaker—48.

Mr. Street made the point of order, that it was not in order to consider a motion to reconsider after the previous question had been moved.

The Speaker decided the point as not well taken.

Mr. Street appealed from the decision of the chair.

Mr. Avery moved to table the appeal.

The motion to table prevailed;

And the motion to reconsider the amendment prevailed, and the amendment was adopted, and the resolution as amended was adopted.

Under a suspension of the rules, Mr. Ford called up H. B. No. 931, an Act to establish a sub-magisterial district, in Supervisor's District No. 1, in Lauderdale county;

Which was read the third time and passed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The House went into the Committee of the Whole, to further consider S. B. No. 393, an Act to be entitled an Act for the relief of the Blind Asylum, and to make repairs and purchase books, and after some time spent therein, the committee arose, and through its chairman, Mr. Gill, reported the bill back to the House, with the recommendation that it do pass, with the accompanying amendment,

Amendment: Strike out 2500, and insert 1500.

The amendment was adopted, and the bill read the third time and passed by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Clemens, Campbell, Devall, Garrett, Greer, Graham, Handy, Harris, Johnson of DeSoto, Kendrick, Leggett, Packwood, Reese, Randolph, Richards of Lowndes, Spight, Southworth, Spelman, Shorter, Sykes, Thompson of Lowndes, Tison, Weatherly, White and Mr. Speaker—37.

NAYS—None.

By general consent, Mr. Clover introduced H. B. No. 1072, an Act fixing the compensation of the Assessor of the county of Wilkinson;

Which was read three several times and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 582, an Act entitled an Act to amend the charter of the town of Duck Hill;

Was called up, read three several times and passed; title standing as stated.

Mr. Peyton introduced H. B. No. 1073, an Act making an appropriation to repair the Deaf and Dumb Asylum;

Which was read twice under the rules, and the House went into the Committee of the Whole to further consider the bill, and after some time spent therein the committee arose, and through its chairman, Mr. French, reported the bill back to the House with the recommendation that the bill do pass.

The report was received, and the bill was read the third time and passed, by the following vote:

YEAS—Messrs. Atkins, Applewhite, Avery, Archer, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cowart, Cotten, Clemens, Crece-lius, Chavis, Devall, Edwards, Ford, Gilk, Gilmer, Green, Greer, Graham, Horton of Calhoun, Handy, Harrison, Harris, Johnson of DeSoto, Kendrick, Lynch, McCain, Mackey, Mosely, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Randolph, Richards of Lowndes, Southworth, Stockstill, Spelman, Shorter, Thompson of Lowndes, Tison, Williams, Weatherly, White and Wynn—54.

NAYS—Mr. Smith of Jasper—1.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has amended House amendment to S. C. Res. No. 59, in relation to adjournment, and concurred in said amendment as amended. Amend by adding the words "*sine die*."

The Senate has also passed

H. B. No. 1054, an Act to require certain public officers to furnish their own stationery, and for other purposes.

H. B. No. 531, an Act to establish a sub-Magistrate's District, in District No. 1, in Landerdale county.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed to return the following bill to the House for proper engrossment:

H. B. No. 1054, an Act to require certain public officers to furnish their own stationery, and for other purposes.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

S. B. No. 655, an Act to regulate the registration of voters in this State, and to repeal section 2 of an Act approved April 15, 1873.

H. B. No. 993, an Act to prohibit the sale of vinous and spirituous liquors within five miles of the town of Coffeerville, county of Tallahatchie, State of Miss., and for other purposes.

H. B. No. 1071, an Act supplemental to an Act to provide for the collection of revenue improperly withheld from the State and County Treasury.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

S. B. No. 619, a bill to be entitled an Act to relieve F. C. Harrington, of Amite county, of the legal disabilities of minority;

Was taken up, read three several times and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

The Senate Joint Resolution in relation to adjournment, was called up, and the House concurred in Senate amendment.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

H. B. No. 833, was called up, and the Senate amendment concurred in.

H. B. No. 957, an Act to provide for the registration of county warrants, and for other purposes;

Was called up; read the third time and passed.

H. B. No. 840, was read the third time and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French introduced H. B. No. 1074, an Act to repeal an

Act to explain and amend an Act to regulate the compensation of members of the Legislature, approved December 22, 1874; Which was read twice under the rules, and lies over under the rules.

MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bills, viz.:

H. B. No. 1068, an Act in relation to the location of Normal Schools in East and South Mississippi.

H. B. No. 241, a bill to be entitled an Act to incorporate the Kosciusko Real Estate and Building Association.

H. B. No. 475, an Act to repeal certain laws prohibiting the sale of spirituous liquors in the town of New Albany, now in the county of Union.

H. B. No. 503, an Act to amend section 1987, of the Revised Code of 1871, in relation to the poor in incorporated towns.

H. B. No. 554, an Act amendatory of an Act to change and fix the time for holding the Circuit Courts in the Eighth Judicial District.

H. B. No. 638, an Act supplemental to an Act to divide Yalobusha county into two Circuit and two Chancery Court Districts.

H. B. No. 655, an Act amendatory of an Act to provide for the recording of deeds in Colfax county.

H. B. No. 690, an Act for the relief of David Beer, of Montgomery county.

H. B. No. 691, an Act for the relief of B. F. Carr.

H. B. No. 692, an Act entitled an Act in relation to the time of holding the Circuit Court in the county of Montgomery.

H. B. No. 704, an Act for the relief of Mrs. S. A. Hardin, and others.

H. B. No. 719, an Act to change the rules of evidence of certain cases.

H. B. No. 722, an Act to amend section 2377, Revised Code of 1871, relating to overseers of public roads.

H. B. No. 723, an Act to repeal a joint resolution in relation to the employes of the Legislature.

H. B. No. 739, an Act for the relief of Lott Williams & Son, of Leake county.

H. B. No. 741, an Act for the relief of G. W. Mitchell, of Lowndes county.

H. B. No. 778, a bill to be entitled an Act to regulate sales under trust deeds.

H. B. No. 788, an Act for the relief of Wm. B. Hodges, a minor, of Chickasaw county.

H. B. No. 817, an Act to amend an Act entitled an Act to amend the exemption laws of this State, approved March 30, 1872.

H. B. No. 881, an Act to repeal all local laws prohibiting the sale of vinous and spirituous liquors in Starksville, Oktibbeha county, and for other purposes.

H. B. No. 927, an Act for the relief of Mrs. Massey Anderson, of Copiah county.

H. B. No. 934, an Act to authorize the Circuit Clerk of Jasper county, to correct the list of lands forfeited to the State for the non-payment of taxes.

H. B. No. 935, an Act for the relief of Martha Davis, a minor.

H. B. No. 937, an Act to provide for cases of erroneous assessments of real and personal property.

H. B. No. 944, an Act to authorize the Board of Supervisors of Tallahatchie county to pay for the compiling of abstract and chain of title books.

H. B. No. 952, an Act in relation to certain lands in Washington county held by the State, and subject to redemption by W. A. McPheeters, of Adams county.

H. B. No. 953, an Act for the relief of Joshua Phillips, of Marshall county.

H. B. No. 973, an Act to repeal an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, so far as it relates to Lee county.

H. B. No. 1006, an Act to amend an Act to incorporate the town of Edwards Depot, in Hinds county.

H. B. No. 1023, an Act for the relief of J. Q. Arnold.

H. B. No. 1040, an Act for the relief of J. D. Powers, of Holmes county.

H. B. No. 1043, an Act entitled an Act for the relief of E. T. and A. H. Bush, administrators of the estate of E. T. Bush, deceased.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

By Mr. French—

H. J. R. No. 31, in relation to completing the work in the offices of the Clerk of the House and the Secretary of the Senate at the time of adjournment;

Which was read twice under the rules.

Mr. Tison moved to amend the resolution by striking out twenty days and two assistants for the Clerk of the House, and fifteen days and two assistants for the Secretary of the Senate, and insert fifteen days and one assistant for the Clerk of the House, and seven days and one assistant for the Secretary of the Senate;

Which was lost;

And the resolution was so amended as to provide twenty days for the Clerk of the House and one assistant, and fifteen days for the Secretary of the Senate and one assistant, and the

resolution as amended, was read the third time and passed; title standing as read.

Further action upon the resolution was precluded by the usual motion to reconsider and table.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 1053, an Act to legalize the excessive issue of warrants on the County Treasurer of Warren county, as amended.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

At 6:50 o'clock, Mr. Tison moved to adjourn;

Which was lost.

At 6:55 o'clock, Mr. Clover moved to take a recess till 8 o'clock;

Which was carried.

#### EVENING SESSION.

The House re-assembled at 8:30 o'clock, P. M.

Speaker Shadd in the chair.

Quorum present.

H. B. No. 1053, an Act to legalize the excessive issue of warrants on the County Treasurer of Warren county;

Was taken up, and the Senate amendment was disagreed to.

H. B. No. 674, an Act to incorporate the West Point Female Institute, with Senate amendment;

Was taken up, and the Senate amendment was concurred in.

H. J. R. No. 30, an Act authorizing the Secretary of State to have certain records filed and deposited in the archives, and for other purposes;

Was taken up, with Senate amendment, and the amendment concurred in.

S. B. No. 518, an Act to amend section 782 of the Revised Code of 1871, in relation to suits on open accounts;

Was taken up, the bill read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 570, an Act making an appropriation to defray the expenses incurred by the Sergeant-at-Arms of the Senate, and for other purposes;

Was taken up, and the House agreed to recede from its amendment thereto.

S. B. No. 661, an Act amendatory of and supplemental to an Act entitled an Act amendatory of and supplemental to an Act

entitled an Act amendatory of and supplemental to an Act entitled an Act to amend an Act to incorporate the Mississippi Savings Bank of Vicksburg;

Was taken up, read three several times under the rules, and passed; title standing as stated.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 655, an Act to regulate the registration of voters in this State, and to repeal section 2 of an Act approved April 15, 1873;

Was taken up, and indefinitely postponed.

S. C. Res. No. 18, memorializing Congress to place the surviving soldiers of the Mexican war, on the pension rolls of the United States, on the same footing of the soldiers of 1812;

Was taken up, and concurred in.

H. B. No. 836, an Act for the relief of R. V. Pearson, Sheriff of Yalobusha county, was taken up;

And the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, with the recommendation that the bill do pass.

The report was received, the bill was considered engrossed, read the third time and passed, by the following vote:

YEAS—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Boyd of Warren, Clover, Caradine, Cook, Cessor, Chamberlin, Cotten, Clemens, Crecelius, Devall, Ford, French, Gilmer, Garrett, Gayles, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Harrison, Harris, Johnson of DeSoto, Jones Leggett, McFarland, Mackey, Matthews, Mosely, McNeese, Patterson, Palmer, Peal, Reese, Rogers of Marshall, Rogers, of Yalobusha, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Smith of Jasper, Southworth, Stockstill, Street, Spelman, Smothers, Sykes, Simmons, Truehart, Tate, Thompson of Lowndes, Tison, Weatherly, Wynn and Mr. Speaker—60.

NAYS—Messrs. Christmas, Chiles, Chavis, Greer, McCain, Nathan and White—7.

Title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

By general consent, Mr. Clover introduced H. B. No. 1075, an Act for the relief of Anthony Brown, of Lincoln county, which was read twice, and the House went into the Committee of the Whole to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back to the House, and recommended its passage.

The committee also considered S. B. No. 234, an Act for the relief of T. J. Reed, former Sheriff of Neshoba county, and reported adversely upon the same.

The report was received.

H. B. No. 1075 was taken up, read the third time and passed, by the following vote:

YEAS—Messrs. Applewhite, Avery, Archer, Brunt, Boyd of Yazoo, Clover, Caradine, Cook, Cotten, Crecelius, Chavis, Devall, Ford, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Howard, Harrison, Johnson of DeSoto, Kendrick, Leggett, Lynch, McFarland, McCain, Mackey, Mosely, McNeese, Nathan, Patterson, Peal, Peyton, Reese, Rogers of Yalobusha, Randolph, Smith of Tunica, Southworth, Stockstill, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Tison, Weatherly, White and Mr. Speaker—53.

NAYS—Messrs. Akers, Boyd of Oktibbeha, Cessor, Chamberlin, Christmas, Clemens, Chiles, Rogers of Marshall and Spight—9.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. No. 234, was referred to a special committee of one.

Mr. Clover was appointed as such committee.

H. B. No. 991, an Act in relation to the assessment of certain property of Peter P. Barrow, of Warren county;

Was taken up, read a third time and passed.

Further action upon the bill was precluded by the usual motion to reconsider and table.

Mr. French introduced H. B. No. 1076, an Act to provide for the drawing and expenditure of the funds appropriated for the use of the State Centennial Board;

Which was read three several times under the rules, and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

H. B. No. 1077, an Act to carry out the terms of a contract between the State of Mississippi and the city of Vicksburg, with reference to the State Hospital at Vicksburg;

Was read the first time, and lies over.

Mr. Tison, at 10:30 o'clock, moved to adjourn;

Which was lost.

The following was the vote:

YEAS—Messrs. Akers, Boyd of Attala, Cook, Chamberlin, Christmas, Devall, Ford, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Handy, Johnson of Itawamba, Kendrick, McCain, Palmer, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—31.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Clover, Caradine, Cessor, Cotten, Clemens, Chavis, Davis, Denson, Edwards, French, Gayles, Hicks, Howard, Harris, Johnson of DeSoto, Jones, Lynch, McFarland, Matthews, Nathan, Patterson, Palmer, Peal, Randolph, Smith of Tunica, Smith of Claiborne, Spelman, Shorter, Smothers, Truehart, Thompson of Lowndes, Willborn, Weatherly and White—41.

Mr. Willborn moved that the rules be suspended, with a view of introducing a bill.

The motion was lost, by the following vote, a two-thirds vote being required:

YEAS—Messrs. Akers, Applewhite, Archer, Caradine, Cook, Champlin, Chamberlin, Cowart, Crecelius, Devall, Denson, Ford, Gilmer, Garrett, Greer, Graham, Harris, Johnson of Itawamba, Mackey, Mosely, Peyton, Packwood, Reese, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Jasper, Southworth, Stockstill, Street, Thompson of Montgomery, Tison, Willborn and Wynn—34.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Clover, Cessor, Christmas, Clemens, Chiles, Davis, Edwards, French, Gill, Gayles, Horton of Calhoun, Handy, Harrison, Johnson of DeSoto, Jones, Kendrick, Lynch, McFarland, McCain, Matthews, Nathan, Patterson, Palmer, Peal, Rogers of Marshall, Randolph, Smith of Claiborne, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Weatherly and White—41.

#### MESSAGES FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE DEPARTMENT, }  
JACKSON, March 5, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 374, an Act to change the time of holding the Chancery Court in the county of Adams, in the State of Mississippi.

H. B. No. 404, an Act to amend the charter of the town of Booneville.

H. B. No. 515, an Act entitled an Act to amend an Act to incorporate the town of Rienzi, in the county of Alcorn.

H. B. No. 594, an Act to repeal all Acts in relation to the incorporation of the town of Camargo, in Monroe county.

H. B. No. 636, an Act amendatory of an Act supplementary of an Act to revise the charter of the city of Vicksburg, approved April, 1873.

H. B. No. 646, an Act to require the Chancery Clerk of Adams county to keep separate books for the record of chattel deeds.

H. B. No. 676, an Act to amend section 2534, of the Code of 1871, in regard to dueling.

H. B. No. 478, an Act entitled an Act to amend an Act entitled an Act to incorporate the city of Water Valley, in the State of Mississippi.

H. B. No. 713, an Act for the relief of Thomas M. Griffin of Hinds county.

H. B. No. 749, an Act to prohibit the sale of intoxicating liquors in the town of Lodi, Montgomery county.

H. B. No. 771, an Act to authorize compensation for labor required to be done under the provisions of an Act of the Legislature, approved April 6, 1874, in relation to lands delinquent for taxes;

H. B. No. 776, an Act to change the county lines of Harrison and Jackson counties.

H. B. No. 792, an Act to extend the time of holding Court in Union county.

H. B. No. 797, an Act to declare Harriet Thompson and Henry Philpot, heirs at law of Henry Philpot and Elizabeth Philpot, deceased.

H. B. No. 857, an Act to authorize the Board of Supervisors of Tate county to issue bonds to build a Court-house.

H. B. No. 916, an Act for the relief of J. J. Saucier, Sheriff of Hancock county.

H. B. No. 956, an Act amendatory and supplemental to an Act entitled an Act to incorporate the town of Vaiden, in the county of Carroll, approved February 10, 1860.

H. B. No. 945, an Act in relation to the collection of the five cent levee tax.

H. B. No. 962, an Act for the relief of the Tax Collector of DeSoto county.

H. B. No. 964, an Act to incorporate the Chickasahay Ferry Company, of Wayne county.

H. B. No. 988, an Act entitled an Act for the relief of John M. Nelson, of Tishomingo county.

H. B. No. 999, an Act incorporating Yazoo District High School, at Black Hawk, Carroll county.

H. B. No. 1005, an Act for the relief of Buckley & McNabb, citizens of Hinds county.

H. B. No. 1020, an Act to authorize the Board of Supervisors of Marshall county to appoint Cotton Weighers, and for other purposes.

H. B. No. 1038, an Act making appropriation to meet expenses incurred by the Sergeant-at-Arms of the House of Representatives.

H. B. No. 1042, an Act for the relief of the Presbyterian Church, at Aberdeen, Mississippi.

H. B. No. 1044, an Act to amend an Act entitled an Act to revive certain stock laws so far as the same relates to Lowndes county, approved December 19, 1874.

H. J. R. No. 15, memorializing Congress in respect to the cotton tax levied on all cotton produced in the State of Mississippi for the years 1863 to 1868, inclusive.

H. B. No. 509, an Act to amend section 33 of the Revised Code, paragraph 2699, in relation to miscellaneous offenses.

H. B. No. 640, an Act for the relief of A. T. Hudson, a citizen of Tate county.

H. B. No. 675, an Act to remove the civil disabilities of Martin M. Newman, a minor, of Franklin county.

H. B. No. 708, an Act in relation to certain books in the office of the Secretary of State.

H. B. No. 748, an Act of incorporation for the town of Huntsville, Montgomery county, Mississippi.

H. B. No. 795, an Act entitled an Act to authorize the Board of Supervisors of Lee county to sell lands belonging to said county, and for other purposes.

H. B. No. 831, an Act for the relief of W. D. Dupree & Co., citizens of Noxubee county.

H. B. No. 832, an Act for the relief of the Hashuqua Manufacturing Company, of Noxubee county.

H. B. No. 860, an Act to provide for the payment of the expenses incurred in suppressing the late disturbance at Austin, Tunica county.

H. B. No. 841, an Act to authorize Frank A. Monroe, administrator of the estate of the late Thomas B. Monroe, to make a final settlement with the heirs.

H. B. No. 895, an Act to incorporate the Southern Christian Institute.

H. B. No. 930, an Act to require the Assessors of the several counties of this State to make an enumeration of the educable children.

H. B. No. 982, an Act to authorize the Board of Supervisors of Prentiss county to make allowances in certain cases.

H. B. No. 1045, an Act to amend section 2450, of the Revised Code of 1871, in relation to judgments against certain insurance companies.

H. B. No. 1046, an Act making an appropriation to pay for a safe furnished the Auditor of Public Accounts.

H. B. No. 1064, an Act to authorize the Secretary of State to furnish the offices of Clerks of the Circuit and Chancery Courts of Jackson county with the State Reports, Revised Code, and such other books as are usually furnished to such offices by the State.

H. B. No. 1022, an Act to reduce taxes and enforce prompt settlements and payments by Tax Collectors.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

EXECUTIVE OFFICE, }  
JACKSON, MISS., March 5, 1875. }

MR. SPEAKER—I am directed, by His Excellency, the Governor, to return to the House, without his signature, H. B. No. 311, an Act to incorporate the Lincoln county Savings Institution, and to transmit the inclosed message in writing.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 5, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to return to the House of Representatives, without his approval, H. B. No. 349, an Act to incorporate the Brookhaven Dime Deposit and Savings Bank of Lincoln county, Miss., and to transmit the inclosed message.

Respectfully,

I. N. OSBORN,  
*Governor's Private Secretary.*

At 11 o'clock, Mr. Rogers, of Marshall moved to adjourn.  
The House adjourned.

H. W. WARREN,  
*Clerk of the House of Representatives.*

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SATURDAY, March 6, 1875.

House met pursuant to adjournment.

Speaker Shadd in the chair.

Roll call:

PRESENT—Messrs. Akers, Applewhite, Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Attala, Boyd of Yazoo, Boyd of Warren, Bufkin, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Christmas, Cotten, Clemens, Chiles, Crecelius, Chavis, Devall, Denson, Edwards, Ford, Foxworth, French, Gill, Gilmer, Green, Gayles, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Handy, Hicks, Howard, Harrison, Harris, Johnson of Itawamba, Johnson of DeSoto, Jones, Kendrick, Lynch, Landers, McFarland, McCain, Mackey, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Packwood, Reese, Rogers of Marshall, Rogers of Yalobusha, Randolph, Richards of Yazoo, Richards of Lowndes, Smith of Claiborne, Smith of Jasper, Stockstill, Street, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Montgomery, Thompson of Lowndes, Tison, Willborn, Williams, Weatherly, White, Wynn and Mr. Speaker—88.

ABSENT—Messrs. Atkins, Byrd of Franklin, Byrd of Pearl, Cowart, Chandler, Campbell, Davis, Eckford, Fitzhugh, Feemster, Hasie, Leggett, Monroe, Martin, Spight, Stevens, Smith of Tunica, Stubbs, Southworth, Shattuck, Tate, Thompson of Greene, Washington, Walker of Alcorn and Walker of Monroe—25.

The Journal of yesterday was read and approved.

Mr. Champlin resigned his position as a member of the

committee to investigate the Levee Boards in Districts Nos. 1 and 2.

Mr. French moved that the whole committee be re-organized.

The motion prevailed by the following vote:

YEAS—Messrs. Akers, Avery, Boyd of Attala, Caradine, Cook, Champlin, Cessor, Cotten, Chiles, Campbell, Crecelius, Chavis, Denson, Edwards, Ford, French, Gilmer, Green, Gayles, Garrett, Greer, Horton of Pontotoc, Hicks, Howard, Harrison, Johnson of DeSoto, Lynch, McFarland, McCain, Mackey, Morgan, Mosely, McNeese, Nathan, Palmer, Peal, Peyton, Packwood, Rogers of Marshall, Rogers of Yalobusha, Richards of Lowndes, Spight, Smith of Claiborne, Southworth, Stockstill, Stone, Spelman, Shorter, Smothers, Sykes, Truehart, Thompson of Montgomery, Thompson of Lowndes, Willborn, Williams, Weatherly and White—56.

NAYS—Messrs. Applewhite, Boyd of Yazoo, Boyd of Warren, Christmas, Devall, Gill, Graham, Leggett, Smith of Tunica, Smith of Jasper, Simmons, Tison and Wynn—13.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled resolution, viz.:

S. J. Res. No. 31, in relation to closing up the unfinished business of the Legislature.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, to-wit:

H. B. No. 1076, an Act to provide for the drawing and expenditures of the funds appropriated for the use of the State Centennial Board.

S. B. No. 608, an Act to authorize the Governor to compromise suits in certain cases.

H. B. No. 957, an Act to provide for the registration of county warrants, and for other purposes.

H. B. No. 927, an Act for the relief of Mrs. Massey Anderson, of Copiah county.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has receded from the amendment to the following entitled bill, to-wit:

H. B. No. 1053, an Act to legalize the excessive issue of warrants on the County Treasurer of Warren county.

The Senate has passed H. B. No. 1070, to amend section 6, of an Act to secure to the State certain lands, etc.

Respectfully,

W. C. WHITE.

*Secretary of the Senate.*

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has failed to pass the following entitled bills, to-wit:

H. B. No. 281, an Act to amend an Act to incorporate the Prentiss and Bogue Phalia Railroad Company, approved May 10, 1871.

H. B. No. 304, an Act to amend the charter of the Meridian Gas Light Company.

H. B. No. 809, an Act to amend an Act entitled an Act to regulate legal advertising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874.

Respectfully,

W. C. WHITE,

*Secretary of the Senate.*

#### REPORT OF COMMITTEE.

MR. SPEAKER—Your committee on the part of the House, appointed in accordance with S. C. Res. No 49, have made the investigation, and beg leave to report the following:

That although the convicts are leased at a very low rate, still we find that the State is secured by bond (with sufficient securities) from loss of any kind, on account of such contract or lease. And further, in regard to the death of the convict Lucy Johnson, we are of opinion that that she came to her death by nervous exhaustion, while undergoing punishment in the stocks, said manner of punishment in the stocks, said manner of punishment being common and frequent in the Penitentiary, and no injury having resulted heretofore from similar punishment inflicted upon females. Testimony in regard to the kind of punishment inflicted, etc., is herewith presented.

Respectfully,

H. H. TRUEHART,

B. L. WYNN,

J. M. STONE,

*Committee on part of the House.*

Testimony of Eliza Matthews, (Convict No. 219):

I was put in the stocks along with Convicts Nos. 114, 132 and 197; had been in a dark cell from 12 until 1 o'clock; I was put in the stocks for dancing; Nos. 197 and 132 were put in before me; Mr. Clayland, Sergeant of the Guard, said he had given them two hours in the stocks, and would give us (Nos. 114 and 219) the same; I got in the stocks myself, but Con-

vict No. 196 helped put No. 114 in; she did not want to put her head in, so the Sergeant put her neck in, and, after the boards were down, put a gag in her mouth to keep her from making a noise; she had refused to be gagged, and the Sergeant forced her mouth open, and pushed the gag into it; after she was put in the stocks, it was a long time before she put her feet down; after taking them down from the cross-plank, she rested them on my lap; about this time, the Guard told us we had been in one hour; I said to him: "Oh, Lord, take me out;" when he replied: "There is no Lord here—God is on the other side;" I think we were in the stocks about two hours; when first put in, the sun was in our faces, and when we were taken out, it was over our right shoulders; I was not in long after No. 114 was taken out; as soon as I was released and taken to the cell, they sent No. 79 after medicine for me, but before he returned with it, No. 265 had brought my supper; after the gag was put in the mouth of No. 114, she could not make any noise, so as to be understood as to her sufferings; she was very fleshy, and low of statue; the Guard (Lewis) was begging for us all the while, as was also No. 196.

Testimony of Melissa Brown, (Convict No. 132):

Came here last year, some time in the latter part of October; was here about a week, when I was put in the stocks; was put in for dancing and singing in the dark cell; was kept in the stocks about two hours; after the first hour had expired, the Sergeant showed me the watch, saying "you have another hour to stay;" I said I could not stand it, and he replied "d—d if you don't have to stand it;" the stocks was doubly down on us; No. 114 was large, fleshy, and of low statue.

Testimony of Thos. Colwell, (Convict No. 196):

I was present when Nos. 114 and 219 were put in the stocks; it was last year, but cannot say what month; I assisted the Sergeant in putting them in; neither offered any resistance whilst being put in the stocks.

Testimony of Solomon Pitts, (Convict No. 49):

Have been here about seven years. When Nos. 132 and 197 were put in the stocks, I minded them until after dinner, which was about 1 o'clock. They were in the stocks about two hours. Was there when they were put in. The stocks were let down to the last hole. By order of the Sargeant, No. 196 put them down. When Nos. 132 and 197 were taken out they could not walk. Was present when Nos. 114 and 219 were put in. They did not resist. No. 114 could not get in, and No. 196 helped her in. At the time No. 114 was excused from work by the Superiintendent on account of sickness. I was present when she was taken out of the stocks. I opened them, when she fell to the ground dead.

Testimony of Thomas Lewis, (Guard):

I was on duty and present when Nos. 114 and 219 were placed in the stocks. Cannot say how long they were kept in. To the best of my recollection, No. 114 was in the stock about one hour. I can say positively they were not in two hours. When No. 114 was taken out it was not quite dusk. The five o'clock train on the N. O. & J. R. R. had just passed up when the first two were taken out.

#### REPORTS OF COMMITTEE ON ENROLLED BILLS.

Mr. Randolph, from Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 636, an Act for the relief of certain citizens of the town of Greenville, county of Washington.

S. B. No. 632, an Act to release the payment of all delinquent personal and poll taxes prior to January 1, 1874, and discharge all persons from liability on account thereof.

S. B. No. 658, an Act to amend an Act entitled an Act to incorporate the Vicksburg Ferry Company, approved June 30, 1870.

S. B. No. 594, an Act enabling Mrs. Minerva Sharkey to make certain devises and bequests.

S. B. No. 617, an Act to change the time of holding the Circuit Court of Winston county, in the Seventh Judicial District.

S. B. No. —, an Act to amend the charter of the city of Canton.

S. B. No. 483, an Act to authorize the construction and use of street railroads in the city of Biloxi, Harrison county.

S. B. No. 495, an Act to change the boundary line of Senatobia, Tate county, and for other purposes.

S. B. No. 582, an Act to amend the charter of Duck Hill.

S. B. No. 605, an Act to authorize the Governor to appoint an additional Constable in Supervisor's District No. 2, in the county of Grenada.

S. J. R. No. 56, in relation to Levee Districts Nos. 1 and 2.

S. B. No. 430, an Act to incorporate the Jackson Furniture Manufacturing Company.

S. B. No. 518, an Act to amend section 782, of the Revised Code of 1871, in relation to suits on open accounts.

S. B. No. 592, an Act for the relief of Dennis Stewart, a citizen of Rankin county, Mississippi.

S. B. No. 380, an Act to establish the fees of certain officers.

S. B. No. 655, an Act to regulate the registration of voters in this State, and to repeal section 2 of an Act, approved April 15, 1873.

S. B. No. 661, an Act amendatory of an Act entitled an Act amendatory of and supplemental to an Act entitled an Act amendatory of and supplemental to an Act entitled an Act to

incorporate the Mississippi Loan and Savings Institution of Vicksburg.

S. B. No. 516, an Act in relation to the compensation of Assessors.

S. B. No. 502, an Act to facilitate the assessment of certain lands in the counties of Hancock, Marion, Lawrence, Simpson, Copiah and Pearl, and for other purposes.

S. B. No. 555, an Act for the relief of Hon. J. D. Cessor, as commissioner for the relief of the sufferers occasioned by the overflow of the Mississippi river.

S. B. No. 651, an Act to incorporate the Langston Society of Holly Springs, Miss., and for other purposes.

S. B. No. 570, an Act making appropriation to defray the expenses incurred by the Sergeant-at-Arms of the Senate, and for other purposes.

S. B. No. 619, an Act to relieve F. C. Harrington, of Amite county, of the legal disabilities of minority.

H. B. No. 1070, an Act to amend section 6 of an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of the same, and for other purposes.

The report was received.

Mr. Denson, from the Joint Standing Committee on Enrolled Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor, for his approval, the following entitled bills, to-wit:

H. J. R. No. 31, in relation to closing up the unfinished business of the Legislature.

H. B. No. 927, an Act for the relief of Mrs. Massey Anderson, of Copiah county.

H. B. No. 1072, an Act fixing the compensation of the Assessor of Wilkinson county.

H. B. No. 957, an Act to provide for the registration of county warrants, and for other purposes.

H. B. No. 1076, an Act to provide for the drawing and expenditure of the funds appropriated for the use of the State Centennial Board.

H. B. No. 1053, an Act to legalize the excessive issue of warrants on the county Treasury of Warren county.

H. B. No. 1073, an Act making an appropriation to repair Deaf and Dumb Asylum.

H. B. No. 576, an Act to repeal an Act entitled an Act to regulate legal advestising in the several Judicial Districts of Mississippi, and for other purposes, approved April 3, 1874, as to Lee, Itawamba and Attala counties.

H. B. No. 649, an Act for the relief of L. L. Wiltshire, a minor of Claiborne county, in this State.

H. B. No. 1079, an Act supplemental to an Act making an appropriation to defray the expenses of the State Government for the year 1875.

Mr. Denson, from the Joint Standing Committee on Enrolled

Bills, reported that they had examined, found correctly enrolled, and have this day presented to the Governor for his signature, the following entitled bills, viz.:

H. B. No. 755, an Act to repeal an Act entitled an Act to prohibit the sale of vinous and spirituous liquors within three miles of Rankin Masonic Institute, Rankin county, Miss., approved February 11, 1873.

H. B. No. 992, an Act to incorporate the Grayville and Grand Lake Ferry Company.

H. B. No. 1060, an Act to incorporate the town of Waterford, in the county of Marshall.

H. B. No. 950, an Act to authorize the continuance of all causes and motions undisposed of at the November term, 1874, of the Circuit Court of Warren county, etc.

H. B. No. 1015, an Act to require the incorporated towns in Holmes county to have surveys and maps made of the town lots and real estate within their corporate limits.

H. B. No. 194, an Act to incorporate the Protection Independent Steam Fire Company, No. 3, of Natchez, Mississippi.

H. B. No. 176, an Act to incorporate Winona Institute.

H. B. No. 1067, an Act to amend section 19, of an Act entitled an Act to incorporate the West and East Railroad Company, approved April 15, 1872.

H. B. No. 1031, an Act entitled an Act to incorporate Ferrell Bridge Company, in Clarke county.

H. B. No. 1017, an Act to amend the charter of the town of Biloxi, Harrison county.

H. B. No. 740, an Act for the relief of the heirs of J. N. Cannon, deceased.

H. B. No. 801, an Act for the relief of William F. Beresford, teacher of public schools, at Bolton, Mississippi, and for other purposes.

H. B. No. 1009, an Act to repeal an Act to prohibit the sale of vinous and spirituous liquors in the town of Brooksville, Noxubee county, or within two miles of said town, approved March 24, 1873.

H. B. No. 926, an Act to authorize the Board of Supervisors of Clarke county, to ascertain the indebtedness of said county.

H. B. No. 918, an Act to repeal chapter 27, of the Acts of 1874.

H. B. No. 976, an Act to incorporate the town of Wall Hill, in Marshall county.

H. B. No. 910, an Act to incorporate the Aberdeen and Eastport Railroad Company.

H. B. No. 1054, an Act to require certain public officers to furnish their own stationery, and for other purposes.

H. B. No. 735, an Act requiring all persons holding warrants against the county of Choctaw to present the same for registration.

H. B. No. 993, an Act to prohibit the sale of vinous and spirituous liquors within the town of Coffeetown, county of Yalobusha, State of Mississippi.

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous liquors within the third beat of the Fifth Supervisor's District, in Tate county.

H. B. No. 1071, an Act supplemental to an Act entitled an Act to provide for the collection of revenue improperly withheld from the State and County Treasuries, approved March 4, 1875.

H. J. Res. No. 30, a joint resolution authorizing the Secretary of State to have certain records filed and deposited in the archives, and for other purposes.

H. B. No. 1063, an Act making an appropriation to defray the expenses of the State Government for the year 1875.

H. B. No. 674, an Act to incorporate the West Point Female Institute.

H. B. No. 531, an Act to establish a sub-magisterial district in Supervisor's District No. 1, in Lauderdale county.

H. B. No. 1072, an Act fixing the compensation of the Treasurer of Wilkinson county;

Was taken up, and Senate amendment concurred in.

Under a suspension of the rules, Mr. French introduced H. B. No. 1078, an Act in relation to costs in criminal prosecutions;

Was taken up, read three several times, under the rules, and passed by the following vote:

YEAS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Warren, Clover, Caradine, Cessor, Cotten, Clemens, Chiles, Chavis, Edwards, Fitzhugh, French, Gill, Green, Gayles, Greer, Handy, Howard, Harrison, Harris, Johnson of DeSoto, Landers, McFarland, Matthews, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Richards of Lowndes, Stone, Spelman, Shorter, Smothers, Sykes, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly and White—43.

NAYS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Chamberlin, Christmas, Campbell, Crecelius, Devall, Denson, Gilmer, Garrett, Horton of Pontotoc, Johnson of Itawamba, Leggett, Mackey, Packwood, Reese, Spight, Smith Claiborne, Southworth, Street, Thompson of Montgomery and Tison—26.

Title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

#### INTRODUCTION OF A RESOLUTION.

Mr. Smothers, by general consent, introduced the following:

*Resolved*, That the Speaker and Clerk of the House be authorized to sign a warrant in favor of George Harrell, for services as Clerk of the Committee on Contingent Expenses, for two days' services, at six dollars per day, as per order of said committee; and the Auditor of Public Accounts be and he is hereby authorized to issue his warrant in favor of said George Harrell, for twelve dollars.

The resolution was adopted.

## REPORT OF SPECIAL COMMITTEE.

MR. SPEAKER—Your committee appointed to ascertain if any member of the House has an interest in the Pilot Publishing Company, are satisfied that no member of the House has any interest therein. Your committee believe that the Legislature is responsible for the excessive printing expenses, and that the great fault is in ordering so much printing, which could be dispensed with, and in this opinion, we are seconded by the managers of the Pilot.

Respectfully,

L. W. MACKAY,

T. B. GARRETT,

G. G. MOSELY,

*Committee.*

JACKSON, January 21, 1875.

*Messrs. Mackey, Garrett and Mosely, Committee :*

GENTLEMEN—In response to the inquiries made by you, I have to say that the stock of the Pilot Publishing Company is owned exclusively by L. T. Webber, John B. Raymond and A. N. Kimball. No member of the Legislature, or any State officer, or any person other than those above named, have any pecuniary interest in said company, or in the public printing, or in anything connected with the same.

Respectfully,

S. G. BURNHAM,

*General Book keeper and Cashier of Pilot Publishing Co.*

I will further state that I have been connected with the office for five years.

Respectfully,

S. G. BURNHAM.

The report and accompanying document were ordered spread upon the Journal.

The following communication was submitted to the House by the Speaker:

COMMUNICATION FROM AUDITOR OF PUBLIC ACCOUNTS.

OFFICE OF AUDITOR OF PUBLIC ACCOUNTS, }  
JACKSON, MISS., March 6, 1875. }

*To the Legislature of the State of Mississippi :*

GENTLEMEN—I have the honor to call attention of your honorable body to the fact that in making the annual appropriations for the year 1875, no appropriation has been made to pay claims heretofore paid out of the Judiciary Fund, such as witness certificates, grand jury claims, and the allowances

made to other officers. There are such claims now on file in this office amounting to nearly \$50,000, and others yet outstanding to amount of several thousand dollars. I respectfully request that some provision be made for this deficiency.

Respectfully,

W. H. GIBBS,  
*Auditor of Public Accounts.*

Mr. Clover introduced H. B. No. 1079, an Act supplemental to and amendatory of an Act making an appropriation to defray the the expenses of the State Government for the year 1875; which was read twice under the rules;

And the House went into the Committee of the Whole, to further consider the bill, and after some time spent therein, the committee arose, and through its chairman, Mr. Clover, reported the bill back to the House with the commendation that it do pass with accompanying amendments.

Strike out "sixty-five," and insert "fifty."

*Provided*, That no claim or allowance made or accrued on or after January 1, 1875, shall be paid by the State; *And provided further*, That no allowance shall be paid to Sheriffs, who, as Tax Collectors, have paid money into the treasury on account of taxes collected, and afterwards draw out any portion of the same as taxes overpaid.

*Provided*, That the sum of \$2,000 in currency shall be set apart for the payment of attorney's fees in the cases known as the "cotton money" and "lottery cases," in the Supreme Court of the United States; and the Auditor of Public Accounts is authorized to issue his warrant in favor of the Governor for a sufficient amount, out of this appropriation, to pay said \$2,000 in currency.

The report was received, the amendments adopted, and the bill was read the third time and passed, by the following vote:

YEAS—Messrs. Akers, Avery, Archer, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cook, Champlin, Cessor, Chamberlin, Cotten, Campbell, Crece-lius, Chavis, Denson, Edwards, French, Gill, Green, Garrett, Horton of Pontotoc, Handy, Harris, Johnson of Itawamba, Johnson of DeSoto, Lynch, Landers, McCain, Mackey, Nathan, Patterson, Palmer, Peyton, Packwood, Rogers of Marshall, Spight, Southworth, Stockstill, Stone, Shorter, Smothers, Sykes, Simmons, Truehart Thompson of Montgomery, Tison, Williams, Weatherly, White and Wynn—53.

NAYS—Messrs. Christmas, Chiles, Gayles, McFarland, Randolph, Smith of Tunica, Spelman and Willborn—8.

Title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 576 was taken up, read the third time and passed.

S. B. No. 660 was taken up, read a third time and passed; title standing as read.

S. B. No. 649 was taken up, read the third time and passed; title standing as read.

Further action upon the bill was precluded by the usual motion to reconsider and table.

S. B. No. 640 was taken up.

At 1:30 o'clock, Mr. Street moved to take a recess.

The motion was lost, by the following vote:

YEAS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Cook, Chamberlin, Campbell, Crecelius, Denson, Ford, Gilmer, Garrett, Greer, Graham, Horton of Pontotoc, Leggett, Mackey, Reese, Rogers of Yalobusha, Smith of Jasper, Southworth, Stockstill, Sykes, Thompson of Montgomery and Wynn—24.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Champlin, Cessor, Christmas, Cotten, Clemens, Edwards, Gill, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of — Jones, Lynch, Landers, McFarland, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peyton, Packwood, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Street, Stone, Spelman, Shorter, Smothers, Simmons, Truehart, Thompson of Lowndes, Tison, Willborn, Weatherly, White—52.

The Chair ruled that S. B. No. 640, was in order, in the order of the consideration of bills on the Speaker's table.

Mr. Street appealed from the decision of the Chair.

Mr. Cessor moved to lay the appeal upon the table.

Which was carried, by the following vote:

YEAS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Mackey, Mosely, McNeese, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Stone, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Williams, Weatherly, White, Wynn and Mr. Speaker—50.

NAYS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Chamberlin, Campbell, Crecelius, Devall, Denson, Ford, Gill, Gilmer, Garrett, Graham, Johnson of Itawamba, Leggett, Morgan, Packwood, Reese, Rogers of Yalobusha, Spight, Southworth, Stockstill, Street, Thompson of Montgomery and Tison—28.

Mr. Street made the point of order that the Governor's Message had precedence over S. B. No. 640.

The Chair decided the point not well taken.

Mr. Street appealed from the decision of the Chair.

Mr. Landers moved the previous question on passage of bill.

Mr. Street moved to take a recess until 2 o'clock.

Mr. Gill moved to amend by inserting 2:30.

The Chair decided the amendment out of order.

Mr. Gill appealed from the decision of the Chair.

The decision of the Chair was sustained as the decision of the House, by the following vote:

YEAS—Messrs. Akers, Archer, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cotton, Chiles, Chavis, Edwards, Ford, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Jones, Landers, McCain, Mackey, Morgan, Mosely, McNesse, Nathan, Palmer, Peyton, Packwood, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White and Mr. Speaker—49.

NAYS—Messrs. Applewhite, Boyd of Attala, Cook, Champlin, Campbell, Crecelius, Devall, Denson, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Johnson of Itawamba, Leggett, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street, Thompson of Montgomery, Tison and Wynn—30.

Mr. Tison explained his vote;

And the motion to take a recess until 2 o'clock, was lost.

The following was the vote:

YEAS—Messrs. Akers, Applewhite, Archer, Boyd of Attala, Cook, Champlin, Campbell, Devall, Denson, Ford, Graham, Horton of Pontotoc, Howard, Johnson of Itawamba, Reese, Rogers of Yalobusha, Spight, Smith of Jasper, Southworth, Stockstill, Street and Tison—20.

NAYS—Messrs. Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Chiles, Chavis, Edwards, Green, Gayles, Garrett, Greer, Handy, Hicks, Howard, Harrison, Johnson of DeSoto, Jones, Landers, McFarland, McCain, Mackey, Mosely, Nathan, Patterson, Palmer, Peyton, Packwood, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Stone, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly and White—45.

#### MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bill, to-wit:

H. B. No. 1072, an Act fixing the compensation of the Assessor of Wilkinson county, with amendment.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

Mr. Street moved to lay the bill upon the table.

The motion was not agreed to.

The following was the vote:

YEAS—Mr. Packwood—1.

NAYS—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of

Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Chiles, Chavis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Stone, Shorter, Smothers, Sykes, Simmons, Truehart, Willborn, Weatherly, White and Mr. Speaker—46.

And the vote being taken on the passage of the bill, the following was the result:

**YEAS**—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Cotten, Clemens, Chiles, Chavis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, Nathan, Patterson, Palmer, Peyton, Randolph, Richards of Lowndes, Smith of Tunica, Smith of Claiborne, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White and Mr. Speaker—51.

**NAYS**—Messrs. McNeese, Peal and Rogers of Marshall—3.

There being no quorum voting or present, the bill failed to pass, and a call of the House was ordered:

**PRESENT**—Messrs. Avery, Brunt, Boyd of Oktibbeha, Boyd of Yazoo, Boyd of Warren, Clover, Caradine, Cessor, Christmas, Clemens, Chiles, Chavis, Davis, Edwards, French, Green, Gayles, Handy, Hicks, Howard, Harrison, Harris, Johnson of DeSoto, Jones, Lynch, Landers, McFarland, McCain, Matthews, Morgan, Mosely, McNeese, Nathan, Patterson, Palmer, Peal, Peyton, Rogers of Marshall, Randolph, Richards of Lowndes, Smith of Tunica, Stone, Spelman, Shorter, Smothers, Sykes, Simmons, Truehart, Thompson of Lowndes, Willborn, Weatherly, White and Mr. Speaker—53.

**ABSENT**—Messrs. Atkins, Akers, Applewhite, Archer, Byrd of Franklin, Byrd of Pearl, Boyd of Attala, Bufkin, Cook, Champlin, Chamberlin, Cowart, Chandler, Cotten, Campbell, Crecelius, Devall, Denson, Eckford, Fitzhugh, Feemster, Ford, Foxworth, Gill, Gilmer, Garrett, Greer, Graham, Horton of Calhoun, Horton of Pontotoc, Hasie, Johnson of Itawamba, Kendrick, Leggett, Mackey, Monroe, Martin, Packwood, Reese, Rogers of Yalobusha, Richards of Yazoo, Shattuck, Spight, Stevens, Smith of Claiborne, Smith of Jasper, Southworth, Stockstill, Street, Stubbs, Tate, Thompson of Montgomery, Thompson of Greene, Tison, Williams, Washington, Walker of Alcorn, Walker of Monroe and Wynn—61.

The further call of the House was dispensed with.

The Chair appointed as the committee to make the investigation of the Levee Boards in Districts Nos. 1 and 2, Messrs. Applewhite, Willborn and Palmer.

## MESSAGE FROM THE SENATE.

MR. SPEAKER—I am directed, by the Senate, to inform the House of Representatives that the Senate has passed the following entitled bills, viz.:

H. B. No. 1073, an Act making an appropriation to repair the Deaf and Dumb Asylum.

H. B. No. 1079, an Act supplemental to an Act making an appropriation to defray the expenses of the State government for the year 1875.

Respectfully,

W. C. WHITE,  
*Secretary of the Senate.*

## MESSAGE FROM THE GOVERNOR.

STATE OF MISSISSIPPI, EXECUTIVE OFFICE, }  
JACKSON, March 6, 1875. }

MR. SPEAKER—I am directed by His Excellency, the Governor, to inform the House that he has approved the following entitled bills, to-wit:

H. B. No. 1027, an Act entitled an Act to amend sections 1684 and 1685, of the Revised Code of 1871, in relation to the return of assessments.

H. B. No. 1060, an Act to incorporate the town of Waterford, in the county of Marshall.

H. B. No. 194, an Act to incorporate the Protection Independent Steam Fire Company, No. 3, of Natchez, Miss.

H. B. No. 992, an Act to incorporate the Grayville and Grand Lake Ferry Company.

H. B. No. 435, an Act requiring all persons holding warrants against the county of Choctaw to present the same for registration.

H. J. Res. No. 30, a joint resolution authorizing the Secretary of State to have certain records filed and deposited in the archives, and for other purposes.

H. B. No. 1067, an Act to amend section 19 of an Act entitled an Act to incorporate the West and East Railroad Company, approved April 15, 1872.

H. B. No. 1031, an Act entitled an Act to incorporate the Ferrell Bridge Company, in Clarke county.

H. B. No. 176, an Act to incorporate Winona Institute.

H. B. No. 674, an Act to incorporate West Point Female Institute.

H. B. No. 1017, an Act to amend the charter of the town of Biloxi, in Harrison county.

H. B. No. 1015, an Act to require the incorporated towns in Holmes county to have surveys and maps made of the town lots and real estate within their corporate limits.

H. B. No. 740, an Act for the relief of J. N. Cannon, deceased.

H. B. No. 993, an Act to prohibit the sale of vinous and spirituous liquors in the town of Coffeerville, Yalobusha county, State of Mississippi, and for other purposes.

H. B. No. 531, an Act to establish a sub-magisterial district in Supervisor's District No. 1, in Lauderdale county.

H. B. No. 926, an Act to authorize the Board of Supervisors of Clarke county to ascertain the indebtedness of said county.

H. B. No. 875, an Act to authorize the Secretary of State to complete the sets of Mississippi Reports in the First of Chickasaw county.

H. B. No. 801, an Act for the relief of Wm. F. Bearesford, teacher of public schools at Bolton's, Mississippi, and for other purposes.

H. B. No. 976, an Act to incorporate the town of Wall Hill, in Marshall county.

H. B. No. 894, an Act for declaring valid the exercise of certain powers by the Mayor and Aldermen of the city of Natchez.

H. B. No. 1071, an Act supplemental to an Act entitled an Act to provide for the collection of revenue improperly withheld from the State and County Treasuries, approved March 4, 1875.

H. B. No. 833, an Act to prohibit the sale of vinous and spirituous liquors within the third beat of the Fifth Supervisors' District, Tate county.

H. B. No. 950, an Act to authorize the continuance of all causes and motions undisposed of at the November term, 1874, of the Circuit Court of Warren county, etc.

H. B. No. 1072, an Act fixing the compensation of the Assessor of Wilkinson county.

H. B. No. 927, an Act for the relief of Mrs. Massey Anderson, of Copiah county.

H. J. Res. No. 31, in relation to closing up the unfinished business of the Legislature.

H. B. No. 1076, an Act to provide for the drawing and expenditure of the funds appropriated for the use of the State Centennial Board.

H. B. No. 1063, an Act making an appropriation to defray the expenses of the State government for the year 1875.

H. B. No. 957, an Act to provide for the registration of county warrants, and for other purposes.

H. B. No. 1070, an Act to amend section 6 of an Act entitled an Act to secure the State certain lands heretofore granted, to provide for the appraisement and sale of the same, and for other purposes.

H. B. No. 1073, an Act making appropriation to repair the Deaf and Dumb Asylum.

H. B. No. 1079, an Act supplemental to an Act making an appropriation to defray the expenses of the State government for the year 1875.

H. B. No. 910, an Act to incorporate the Aberdeen, Fulton and Eastport Railroad Company.

Respectfully,

I. N. OSBORN,

*Governor's Private Secretary.*

A Committee from the Senate, consisting of Messrs. Holloway and Gray, announced that the Senate was through with its business, and ready to adjourn.

On motion of Mr. Palmer, a committee of three was appointed to notify the Senate that the House was through with its labors, and ready to adjourn.

The Committee appointed by the Speaker consisting of Messrs. Clover, Lynch and Patterson.

The Speaker appointed as the committee to wait on the Governor to notify him that the Legislature had completed the labors and was ready to adjourn: Messrs. Palmer, Stone and Gayles.

Mr. Palmer, on behalf of the committee appointed to wait on the Governor, reported that the committee had performed the duty assigned them, and that his Excellency, the Governor, had no communication to make.

Prayer was offered by Mr. Clemens, of Clarke county, and the House, at 3 o'clock, P. M., adjourned *sine die*.

I. D. SHADD,

*Speaker of the House of Representatives.*

H. W. WARREN,

*Clerk of the House of Representatives.*

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